

SHERMAN ANTI-TRUST LAW MUST BE MUCH MODIFIED

Speakers At National Civic Federation, Including Gompers, Seth Low and Mitchell, Deplore Its Application To Labor Organizations

NEW YORK, Dec. 14.—With a session of the National Civic Federation, at which Mrs. Taft, wife of the president, presided, a report of the committee on the Sherman anti-trust law was presented. The committee, headed by Mrs. Taft, and including Gompers, Seth Low and Mitchell, deplored its application to labor organizations. The committee's report was adopted by a large majority. The committee also recommended that the law be amended so as to exempt labor organizations from its provisions. The committee's report was adopted by a large majority. The committee also recommended that the law be amended so as to exempt labor organizations from its provisions.

MITCHELL TALKS ON TRADE AGREEMENTS

Have Been Successful Operation for Several Years in This Country.

NEW YORK, Dec. 14.—John Mitchell, former president of the United Mine Workers of America, spoke as chairman of the Trade Agreement department. He opened his remarks with a review of the new relations between employer and employee that had come through the growth and development of the nation's industrial system. He declared that the great problem before the people was to bring to an end the struggles which these two great forces of the industrial world. The National Civic Federation, said Mitchell, has declared for a peaceable means of settling the disputes between employer and employee by means of conferences, which would lead to trade agreements under which the work should continue.

RIDDER DISCUSSES PRINTERS' UNION

Declares They Have Not Kept Faith With Papers Not Worked for Upbuilding of Craft.

NEW YORK, Dec. 14.—Ridder began with the statement, which he said was "subject to qualification," that "trade agreements have worked out satisfactorily results for newspaper publishers and their mechanical employees for a period of seven years." Speaking of the past year's experience, Ridder said: "At all times we are fortunate in dealing with a class of labor who are intelligent, if it does not exceed the intelligence of any other organization of workers. We have relied upon that superior intelligence to help us solve difficult labor problems and we had a right to assume that that type of labor, which had asked us in proportion to its own portion of the prosperity which we had enjoyed, would recognize the corresponding obligation and reciprocate by recognizing our periods of extreme depression.

ROUGH HOUSE OPENS FIRST WARD BALL RECEIPTS \$25,000

CHICAGO, Dec. 14.—With an attack on a new photograph and the smashing of his camera as a prelude, the first ward ball, the annual affair presided over by Alderman John Coughlin and Alderman Michael Kenney, was held in the Coliseum tonight. The affair, which drew a large crowd of law and order organizations to prevent it having proved unsuccessful. A large guard of police surrounded the building, extra precautions being taken because of the explosion of a dynamite bomb in the vicinity last night. Photographers were forbidden to attend the ball and the efforts of one to violate this rule resulted in the attack on him.

HENEY IS ELECTED MAYOR OF TUCSON

TUCSON, Ariz., Dec. 14.—Ben Henev, a brother of Francis J. Henev, the San Francisco graft prosecutor, was elected mayor of Tucson today. Henev, who is a native of Tucson, was elected by a large majority. He is a member of the Republican party and is a well-known figure in the city.

FREIGHT PROTESTS ARE TO BE HEARD

Traffic Managers of the Two Great Railroads Will Hear from Shipping Interests.

SAN FRANCISCO, Dec. 14.—At a conference to be held next Wednesday morning at 11 A. M., freight traffic managers of the Southern Pacific Railroad and the Santa Fe Railroad, will hear the protests of representatives of the two California traffic bureaus against the proposed increase in freight rates. The freight traffic managers of the two railroads will be present at the conference, which will be held in the city of San Francisco. The freight traffic managers of the two railroads will be present at the conference, which will be held in the city of San Francisco.

JACKSON HATCH DEPOSITED TRUST FUNDS IN BANK TO HIS OWN CREDIT

SAN JOSE, Dec. 14.—In the trial today against Jackson Hatch, charged with embezzlement, efforts were made by the prosecution to show that he had deposited in bank to his own credit portions of sums which he received from Mrs. Sarah E. Gage, whose agent he was and by whom the charge against him is brought. Deposit slips were produced in evidence, and testimony by bankers and an agent for property of Mrs. Gage in Los Angeles, who had made remittances to Hatch. The presiding judge reserved his decision upon a motion to strike out the documentary evidence. A portion of the documents were examined in the cross-examination of Mrs. Gage. Counsel for the defense endeavored to have her specify sums and dates in connection with the three alleged embezzlements, but she did not do so.

ARRANGE TO CANVASS PRESIDENTIAL VOTE

WASHINGTON, Dec. 14.—Senator Burrows, chairman of the committee on primaries and elections, introduced a resolution today providing that the two houses of congress shall assemble in the city of New York on Wednesday, February 10, to canvass the vote for president and vice-president.

Trade Agreements Legal

Taking up the question whether trade agreements were not forbidden by the Sherman anti-trust law as interpreted by the Supreme Court in the case of the United States v. General Electric Co., while admitting that he was a lawyer, expressed the opinion that the law did not forbid a trade agreement which was not in restraint of interstate trade. He added, however, that a trade agreement which was in restraint of interstate trade was not legal. He said that the Sherman anti-trust law was not intended to prevent trade agreements which were not in restraint of interstate trade. He said that the Sherman anti-trust law was not intended to prevent trade agreements which were not in restraint of interstate trade.

PROSECUTORS SCORED BY JUDGE

Beatty of Supreme Court Declares Arrests Must Not Be Made Without Warrant

PRACTICE PREVAILS IN LARGE CITIES

Formal Charges Must Be Filed Against All Men Detained Under Suspicion of Being Criminals

SAN FRANCISCO, Dec. 14.—In denying a petition for a writ of habeas corpus today Chief Justice Beatty of the state supreme court severely criticized the practice of holding prisoners without entering a formal charge against them. In answer to the argument of Assistant District Attorney Harrison that the practice is prevalent in all large cities, Judge Beatty declared that it is unlawful and should be stopped. The writ was sought on behalf of J. H. Davis, who was charged with issuing a fraudulent check. He was released by Judge Cook for lack of prosecution and he was immediately re-arrested, but not formally charged. The writ was refused because the formality had been complied with later.

ANARCHY, TREASON; TREASON IS CRIME

Emma Goldman Is Arrested in Washington to Prevent Her Holding a Meeting.

BELLINGHAM, Wash., Dec. 14.—Emma Goldman and Dr. Ben Reitman were arrested here tonight to prevent their holding an anarchist gathering. The main differences of opinion probably will be on the number, metal and pulp and paper schedules. Champ Clark, the minority leader of the House has brought out much important testimony in the hearing of witnesses on the number and metal schedules and he favors a material reduction on the duties.

RUSSIAN DIPLOMAT STRICKEN IN ROME

Muraviev Was Member of Noted Family and Himself High in the Imperial Councils.

ROME, Dec. 14.—Nicholas V. Muraviev, the Russian ambassador to Italy, died here today. He was struck by a car while walking on the Corso today. He was carried into a hotel and died shortly afterward. Muraviev was a member of a noted family and himself high in the Imperial Councils. He was a member of the family of Muraviev to which Russia is indebted for the conquest of the eastern portion of Asia. His brother, Count Muraviev, died suddenly in 1906, when minister of foreign affairs. Muraviev was born in 1850 and with his brother was instrumental to a large measure in the transformation of the Russian naval system and in utilizing the vast resources of Siberia.

STAMP THIEVES GET \$238 IN RIVERSIDE

SAN DIEGO, Dec. 14.—The general merchandise store of W. M. Ayres & Company, at Highview, three miles from San Diego, was burglarized yesterday and \$238 worth of stamps of all denominations stolen from the postoffice. The burglary is supposed to have been committed by an organized gang, which has been operating extensively in and about California. The stolen stamps were found in the hands of a man named Bernardino, who was arrested by the police. He was charged with the burglary and is being held in custody.

Boas Inquest Today

SAN FRANCISCO, Dec. 14.—The inquest on the body of Henry Boas, the electrician who died from the effects of a poisonous powder which he received through the mail, will be held tomorrow morning before a jury summoned by Coroner Leland. The police have J. W. Wilson, an employee of the dead man, under arrest, and they expect to fasten the crime on him through the similarity of his handwriting and that on the envelope which contained the fatal poison. The star witness for the police will be Theodore Kytkin, handwriting expert, who declares that Wilson wrote the address on the envelope containing the poison taken by Boas.

Phillipine Officer Court-martialed

MANILA, Dec. 14.—A court-martial to try Major Charles J. T. Clarke of the 26th Infantry convened today at Manila in the presence of General Clarke. Clarke is charged with having drawn checks upon the Wood National Bank at San Antonio when he knew that he had no funds in the bank, with contracting unnecessary debts, and lastly with ill-treatment in answering official communications.

NO WILL CONTEST OVER THIS ESTATE

LONDON, Dec. 14.—A special dispatch to the Daily Mail relates that a dying Moscow millionaire named Peteroff had bequeathed his fortune to the poor. The will was drawn up by the dying man and was signed by him. The will was found to be valid and no contest was made. The estate was distributed to the poor as directed by the will.

PATRICK CALHOUN IS TO BE TRIED ON JANUARY 5TH 1909

SAN FRANCISCO, Dec. 14.—Judge Lawlor today set for January 5, 1909, the trial of Patrick Calhoun on the indictment charging him with having offered a bribe to Supervisor P. P. Nichols to vote for a trolley franchise for the United Railroads, of which he is president. It was agreed that if Mr. Calhoun did not arrive from the East by that date continuance should be had.

BOY TERRIBLY CUT BY BARBED WIRE

VISALIA, Cal., Dec. 14.—Clarence Eaton, aged 15 years, was terribly cut about the legs and body today by being caught between his horse and a barbed wire fence while hunting. Young Eaton had led his horse to a fence and was attempting to remove the wire when the animal suddenly took fright and dragged the boy along the barbed wire for some distance. He may recover.

SPECIAL HEARING ON STEEL RATES

Congressmen Will Sit During the Christmas recess to Hasten the Tariff Work

WASHINGTON, Dec. 14.—In drafting the new tariff bill to be introduced at the special session of congress, the House ways and means committee is to give special consideration to the steel schedule. Charles M. Schwab, chairman of the committee, will appear before the committee tomorrow. Andrew Carnegie, who has been subpoenaed, will not appear until after steel men, including Henry G. Frick of Pittsburgh and Judge E. H. Gary, have testified before the committee. The Republican members of the committee, who will draft the new tariff bill, will sit as a sub-committee for this purpose every day after Monday during the Christmas recess. It is the desire of the committee to hasten the testimony before it as soon as possible but wherever it is found that the testimony has been insufficient it is proposed to call those manufacturers before it who can give the desired information.

Foraker Introduces Bill

WASHINGTON, Dec. 14.—Senator Foraker today introduced an amendment to the bill providing for the re-enlistment of the negro troops discharged without honor because of alleged participation in the "affair at Brownsville" and addressed the Senate to the subject. The measure is so drawn as to practically take out of the hands of the executive and to give a tribunal appointed by Congress, full authority to consider the Brownsville questions and by its findings provide for the re-enlistment of the discharged negroes.

BRITISH SHIP WRECKED ON COAST OF SALVADOR

SAN FRANCISCO, Dec. 14.—According to news brought by the Pacific Mail liner Newport, which arrived here today, the British bark Kirkdale was totally wrecked on the coast of Salvador near El Triunfo on October 14th. Two members of the crew of the lost ship were brought here by the Newport, and the other members were sent home by way of Panama. The Kirkdale was owned by Lever Brothers of Liverpool and was in command of Captain Robert Rowlands. The bark had just taken on a load of dye wood when it pounded to pieces in the breakers. The captain abandoned the vessel without attempting to save any of the cargo. The shipwrecked mariners were compelled to make a difficult journey of fifty miles across a range of mountains to the port of La Union.

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DETECTIVES REPORT ON THE BROWNVILLE CASE

President Says Charges Against Negro Soldiers Are Again Proved—Foraker Calls For a Trial By Retired Army Board

WASHINGTON, Dec. 14.—The Brownsville affair consumed nearly the entire session of the Senate today. Senator Foraker obtained the floor early in the day and read letters from a former soldier of the twenty-fifth regiment telling of the procedure of government detectives in attempts to get a confession from him. Mr. Foraker introduced an amendment to his original bill for the re-enlistment of these soldiers providing that a commission of three retired army officers be created to determine whether the discharged soldiers are innocent of complicity in the shooting up of Brownsville as a prerequisite for their enlistment instead of leaving that duty to the president, as provided by the Warner bill.

The president's message giving the result of the war department's investigation of the Brownsville affair was read and Mr. Foraker again took the floor to comment upon the message. Senator Carter announced that tomorrow he would speak on the postal savings bank bill and would ask that it be made the unfinished business of the Senate.

House Summary

WASHINGTON, Dec. 14.—While considering bills dealing with affairs in the District of Columbia, the House today passed a measure providing for 85-cent gas in Washington. The bill now goes to the Senate, as well as another bill abolishing bucket-shops in the District. A bill providing for three lectures in the public schools was voted down.

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Addressing the Senate, Foraker said that during the summer letters had been coming to him from these discharged negro soldiers declaring that detectives were constantly engaging them in conversation. The senator spoke of the activities of the detectives as outlined by the respondents, saying that in many cases they went so far as to take up their dwelling with the discharged soldiers for the purpose of securing their confidence and spying upon their movements.

The approved farrelling out the facts and declared that there was a right way to do it. Upon the conclusion of Foraker's remarks, Cushman asked that the president's message on the Brownsville affair be read and Vice President Fairbanks directed that that be done. All the senators present remained in their seats and much interest was shown in the document.

TEXT OF MESSAGE

The message from the president was as follows: "To the Senate: I enclose herewith a letter from the secretary of war transmitting a report of the investigation made by Mr. Herbert Cushman, chief of the military department in conjunction with Capt. W. G. Baldwin to investigate as far as possible what happened at Brownsville on the 13th and 14th of August, 1906. The report contains documents and some statements of great value and interest. I submit them to you in their entirety. This report enables us to fix with tolerable definiteness at least the main facts of the case and the lead in the murderous shooting of private citizens at Brownsville. It establishes clearly the fact that the colored soldiers did the shooting; that upon this point there is no room for controversy, as the fact that the colored soldiers did the shooting has already been established beyond all possibility of doubt. The investigation has not gone far enough to enable us to determine all the facts and we will proceed with it; but it has gone far enough to determine with sufficient accuracy certain facts of enough importance to make it advisable that I place this report before the Senate. All of One Company.

"It appears that almost all the members of Company B must have been actively concerned in the shooting, either to the extent of being participants in the shooting or by encouraging those who were participants. As to Companies C and D there can be no question that practically every man in them must have taken part in the shooting. It was done by some of the soldiers of Company B and possibly by one or two others in one of the other troops. This concealment was of itself a grave offense, and was greatly aggravated by their fortifying before the senate committee that they were ignorant of what they must have known. Nevertheless, it is to be said in partial exoneration that they were probably coerced by threats made by the more desperate of the men who had actually been engaged in the shooting as to what would happen to any man who failed to protect the wrong-doers.

Moreover, there are circumstances tending to show that these misguided men were encouraged by outsiders in their course of concealment and doubt, I feel, therefore, that the point of the men who, after the event, thus shielded the perpetrators of the

Under the circumstances, and in view of the length of time that has been out of the service, and their loss of the benefit that would have accrued to them by continuous long time service, we can only carry on the investigation, and we must treat the men above as having been sufficiently punished by the consequences they brought upon themselves when they refused to accept the responsibility of the exercise of the disciplinary power. I recommend that a law be passed allowing the exercise of war, within a fixed period of time, say a year, to re-instate any of these soldiers whom he, after careful examination, finds to have been innocent and whom he finds to have done all in his power to help bring to justice the guilty.

Meanwhile, the investigation will be continued, the results have made it obvious that only by the most careful investigation, as the war department has carried it on, is there the slightest chance of bringing the offenders to justice. Separating out the innocent from the guilty is a task which is not easy, and from those whose guilt was heinous. (Signed) THEODORE ROOSEVELT. "The White House, December 14th, 1908."

Buy a merchandise or glove order, redeemable at any time in any of our many departments—issued FOR ANY AMOUNT.

REMEMBER

A small deposit will hold your holiday purchases until wanted, or you can pay the entire amount and leave us shipping or delivery instructions. We'll do the rest.



Gottschalks

THE HOLIDAY STORE

Our December Drive Sale—Suits and Coats— a Timely Sale—It's the Gottschalk Way

We want to give you the benefit of low prices RIGHT NOW. We're not beginning our Drive Sale after everybody has bought this winter's suits and wraps. You can procure your suit or wrap at Drive Sale prices, right in mid-season, while you get the best styles and a good range of sizes as well from which to select. Any number of suits and coats that have only been in stock a week or ten days; all included in this Drive Sale. Every value guaranteed just as represented.

\$14.65 Suits Worth \$20.00	\$18.75 Suits Worth \$30.00	\$25.75 Suits Worth \$32.50	\$27.85 Suits Worth \$38.50
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We have cut the prices deep for quick action. Coats, Suits, Costumes, finest imported broadcloths, serges, Panamas and Novelty Suiting; every wanted color and black; strictly tailored or elaborately trimmed. Every suit, coat and dress reduced proportionately. We show them as high as..... **\$125.00**

Millinery, Attractive Prices.

Many beautiful hats are to be had at prices surprisingly low; correct shapes, colors, materials and becoming styles; all this season's most popular models represented. They sold regularly from \$10 to \$25. They should attract at the low price we ask.

\$5.98 \$7.49 \$9.98 \$12.50

Children's Snug Winter Coats

Exceptional at the price; made of the best bear skin; plain and curly; shown in red, blue, brown, gray, apricot and white; sizes 2 to 6 years.

Were \$2.50 Now \$1.69	Were \$3.50 Now \$2.98	Were \$5.00 Now \$4.39
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A Box of Stockings

What is really more useful or more acceptable as a gift than a box of stockings. Our large holiday line is most gratifying to those in search of good stockings at low prices; an elegant line of women's, children's and men's hose that wear can be found here at all times. Plain Silk Hose for women, with hile foot; shown in black, white, gray, tan, sky, pink, maize and cardinal..... **\$1.50** pair. Hand embroidered silk hose for women; black, embroidered in colors. We also show self-colored embroidered hose in tans, cardinals, pink and sky..... **\$2.50 to \$3.50**. Plain black silk hose for women, hand embroidered in black and colors, pink, red, sky, lavender and white..... **\$5.00**



Useful Sale of Umbrellas

A fine collection of all silk umbrellas for men and women, ready today. The tempting opportunity to buy an umbrella to carry for one's self, or to be put by for a handsome holiday present. Good for rain in winter or shine in summer. Extra quality, all silk umbrellas, with a choice selection of fine handles shown in 26-



inch and 28-inch Paragon and Columbia frames, the best. The prices are tempting..... **\$2.00 up to \$15**

\$1.75 Cream Serge Suiting \$1.58	\$1.00 Cream Mohair 83c Extra Value
52-inch wide English serge; all wool, very serviceable as well as popular for skirts, suits and jackets \$1.58 yd.	44-inch cream mohair; nothing better for a waist or skirt; will wash like linen. This is an exceptional value at the price asked. 83c the yard
50c Wool Batiste 39c	
36-inch wide, fine even weave, will make a stylish as well as serviceable waist; only a limited quantity to offer at the low price asked. 39c	



Biggest, Best Holiday Store, Toyland and Dollsdom—Santa Claus will be here today from 2 p. m. to 4 p. m. Don't be at a loss to know what to give. Just visit Gottschalk's; every section is brimful of suggestions. The sooner you choose the broader and better is the range of selection. Thus eliminate the inevitable hurry and worry incident to the last days of holiday shopping. Thousands of things to please the children; buy now. One acre of space devoted to holiday goods. Doll trunks, substantial and well-finished in every way; come in different sizes..... **75c, \$1.00 to \$3.00**. The finest line of Toy Pianos made; they excel all others in beauty, design and finish..... **35c, 75c, \$1.50 up to \$5.50**. Little Chairs or Rockers; no doll household is complete without this necessity; these are strongly made of hardwood, finished in red enamel..... **25c, 50c to \$2.50** each. Colored fluted musical balls..... **15c**. Fancy decorated rubber balls..... **35c**. Large size red gas balls..... **50c**. Boys' rubber and base balls..... **5c to \$1**. Books at Cut-Rate Prices.

Holiday Rates

Where will you spend the



Holidays

Everybody can make Holiday Trip. Santa Fe Holiday rates in effect between all stations where one way fare does not exceed ten dollars.

Tickets on sale Dec. 23-24-25-31, 1908 and January 1, 1909.

Limited for return January 4, 1909.

Let us suggest

San Francisco—Oakland—Berkeley—Stockton—Fresno—Merced—Bakersfield—Visalia—Hanford.

Phone or call on

R. W. HOBART, Gen. Agt., 1832

Tulare Street, Fresno.

Holiday Rates

BIG
Alteration Sale
NOW GOING ON AT
BOWLING & BROOKS
THE RELIABLE FURNITURE HOUSE
1210-12 I Street 1909 Fresno Street
PHONE MAIN 1172

REVOLVER SCARED THEM FROM MEETING

Suit Alleges That Minor Stockholders Were Prevented from Protesting Against Assessment.

LOS ANGELES, Dec. 14.—A revolver lying on the desk of the presiding officer was sufficient argument to F. S. Yeager and Dr. M. R. Huff that they had better withdraw from a stockholders' meeting of the Yosemite Mineral Water company, according to a complaint filed in the superior court today.

Carrie M. Angvine and her husband, Z. C. Angvine, are the plaintiffs. It is alleged that Fay Butler, presiding at a stockholders' meeting, refused to recognize Yeager and Huff as proxies for Mr. and Mrs. Angvine, who were there to protest against a 12-cent levy on the corporation stock. When the chairman's orders to them to leave the room were reinforced by the presence of a revolver on the table, the protesters withdrew.

Now Mr. and Mrs. Angvine are suing for an injunction to prevent the present officers' further management of the company's business, for \$3000 damages and for the restoration of 30,000 shares of stock alleged to have been sold for non-payment of an assessment.

OBTAINED SIGNATURE BY CLEVER TRICK

SAN DIEGO, Dec. 14.—Accused of forging the name of Col. D. C. Collier to a note for \$6500, through an alleged ingenious trick, John O'Day, a mining man, residing at 1631 India street, was last night arrested on complaint of Col. Collier, and today was held in \$2000 bonds to answer in the superior court. Collier alleges that O'Day secured his name on a slip of paper as a memorandum and then wrote the note above it.

Charged With Embezzlement.

OAKLAND, Cal., Dec. 14.—A formal charge of embezzlement was this afternoon filed against Alfred A. LeBeau, former cashier of Hale Brothers' store, by F. J. Walters, manager of the house. The charge comprises five thefts aggregating \$4481.72. The thefts are as follows: September 12, \$1000; September 19, \$1000; September 25, \$2000; October 30, \$321.52; December 4, \$1540.20. LeBeau's total defalcation is expected to exceed \$20,000.

Ladies' and gents' handbags and purses at South, Fenton & Trautwein's.

BOY TELLS OF FIGHT TO SAVE HIS MOTHER

Giant Mexican on Trial for the Murder of a Woman Near Los Angeles.

LOS ANGELES, Dec. 14.—With blood-curdling details, John Varela, an 18-year-old Wilmington lad, excited in Judge Jamison's court today the story of the killing of his mother, Regina Varela, by Fabronio Machuca, a giant Mexican, on the night of August 18th, last, and the land to hand fight which he and his brother William, engaged with the alleged murderer, resulting finally in Machuca being shot and knocked senseless by the boys and held until the marshal arrived to place him under arrest. Machuca is being tried for murder.

Varela told how at 2 o'clock in the morning he was aroused by the screams of his mother, and making his way to the front of the house found her bleeding from numerous knife wounds while Machuca was bending over her. He was tackled by Machuca, struck him with his fist and finally shot him but not seriously. In a fierce hand to hand fight that followed Varela was stabbed several times, but although his mother came to his rescue and received her death wound from Machuca he was almost overpowered when his brother William appeared and also shot Machuca. This time the latter fell and was finally captured and bound by the Varelases, but not until he had gotten to his feet and made an effort to get away.

CHINESE OUTBREAK FEARED IN OAKLAND

Twenty-one Highbinders Arrested by Police in Endeavor to Prevent Possible Hatchet War.

OAKLAND, Dec. 14.—Twenty-one suspicious characters, including six alleged Chinese hatchet men, are under arrest at the city police, with their names on the secret files, they having been rounded up during the past two days by the police. They were taken into custody for the purpose of investigating their past records and with the object in view of putting a stop to crime and nipping in the bud a threatened outbreak in the Chinese section.

Postmaster Robbed of \$2500. SAULT STE MARIE, Mich., Dec. 14.—Three men entered the postoffice here last night while Deputy Postmaster Frank Higgins was making out pay-roll, knocked him senseless and escaped with \$2500.

WIDOW GIVEN \$7500 AWARD

Dismissal of an Action Not Prosecuted.

Pensioner Ewing Died Same Day That He Ordered Deed Made to Wife.

An award of \$7500 pecuniary damages was awarded yesterday by Judge Austin in the divorce suit of Eliza M. Pennabaker against the San Joaquin Light and Power Company for \$40,000 damages. The action was in behalf of herself and baby daughter for the killing by electrocution on the morning of September 8, 1907, of the husband and father, Carl G. Pennabaker, who was an insurance clerk and a call man of the Fresno city fire department.

He was electrocuted by stepping on live wires at a fire in the current after the fire alarm, the action on duty as a fireman. Others were killed in working about the fire but none with such serious effect as Pennabaker, who lingered on in an unconscious state for hours after the shock he received. He had stepped on a live-lighting wire, which had fallen from overhead, and the company was held for liability in not having shut off the current after the fire alarm, the accident causing some considerable time after the alarm.

There was some question as to the proper working of the alarm system at this fire, but the evidence on this score was not satisfactory. W. F. Lyon, who was mayor at the time, dismissed City Electrician Hester. It will be recalled, but afterward reinstated him to permit him to resign and retracted the charges that he made and on which he based his action for the dismissal of the electrician. The Pennabaker case was tried once before but the jury disagreed on the award of damages, giving \$10,000 and other six disagreeing as to the awards, so that there was not nine to agree upon any one sum.

To save the cost of a second trial and in view of the fact that no new testimony could have been produced and all known facts and circumstances having been presented at the jury trial, the case was submitted on briefs to Judge Austin on the original testimony with the result announced yesterday.

Dismissed After Years. The San Joaquin Light and Power Company against E. G. Chaddock and E. R. Smith and others, pending unrepresented for nearly ten years. The action was for the foreclosure of a mechanic's lien for mill work furnished Smith on a cottage that he was erecting for the Chaddockes. The latter withheld about \$420 and Smith did not pay the rest. The case has been since tried, and Smith has been dealing with the lumber company as if nothing had ever occurred to strain their business relations.

The dismissal was asked by the defendants on the ground that no negligence had ever been shown in the prosecution of the case, and to clear the land title from the record encumbrance of the lien. The motion to dismiss was resisted in a long affidavit to show that the original organization of the lumber company has in these years undergone a complete change and that there has been no inclination to abandon this claim; on the contrary, it was asserted that the long dragging has been with mutual consent and desire and particularly because of the absence of one witness in Mexico.

The affidavit was silent, however, on the proposition whether any earnest effort was made to secure the appearance of this absent witness or to obtain his residence. Never Signed the Deed. Hattie E. Ewing petitioned for letters in the estate of Wesley Ewing, who died on the night of August 23, 1907, of West Fresno, tract and a pension check for \$35, total value, \$336. The heirs are the widow, aged 64, four married daughters of Stockton and San Francisco and a son, Wesley, aged 21, also of San Francisco. Ewing was a pensioner of the Civil War and a citizen of the United States. On the day of his death he had consulted Attorney Glette to make deed of the property to wife, intending to return to sign the document after it had been drawn according to directions. The document exists unsigned, for that same day he expired suddenly after an apoplectic stroke.

Judgments as Prayed for. Judgments as prayed for were awarded by Judge Austin in the following entitled actions: First National Bank of Fresno against Joseph E. Ewing for \$255.30 on a promissory note for \$255.30 with interest and costs; J. A. Graff against M. Freitas for \$255.30 on a promissory note for \$255.30 with interest and costs; J. A. Graff against the Byron hotel at Fresno and in the quiet title action of Mary Campbell against the estate of John J. Campbell, quarter of 21-13-13, bought by him at a delinquent tax sale and which money he would not accept when she offered it to him even in open court in redemption with accrued charges.

Graycraft Estate. In the estate of Edwin R. Graycraft, who died on November 18th, leaving property consisting of 80 acres in lots 179, 181 and 225 of Washington Irrigation Colony, valued at \$12,000; unpaid deposit of \$1200; half interest in cash crop estimated at \$2315.45 and estate at about \$14,315.45. The heirs are the petitioner, a son, aged 49, of 1550 Fulton street in San Francisco; a daughter, Bertha D. Briscoe, aged 47, of 2120 Eighteenth street, Bakersfield; a son, 41 of Malaga, and another, aged 37, of 361 Sixty-third street, Oakland, Cal.

Paid 80 Cents as Taxes. An order was made in the estate of Charles C. Watts that Sidney T. Tooke is the sole devisee and legatee and takes the entire estate as a descendant of a sister of the decedent, being therefore a nephew. The clear value of the estate is \$2,050 and property of the clear value of \$2,050 was transferred to Tooke exempt from inheritance tax. The chargeable inheritance tax has been placed at 80 cents payable to the county treasurer.

Called for Jury Duty. The special venire of telegraph for a jury to try the case of the Skookum Oil Company vs. T. M. Thomas comprises the following named citizens: W. H. Harris, E. D. Butts, C. W. Chittenden, C. W. Beal, Hiram Richler, A. A. Nelson, H. R. Hanson, F. S. Blair, H. W. Piper, E. B. Smith, George A. Hart, J. W. McVane, J. C. Colleton, A. F. Glick, M. D. Hoffman, T. C. Collins, A. R. Conkey, J. C. Furker, W. D. Bowen and W. J. Truxen.

and the east half of the northwest quarter of 12, the north half of the northwest quarter and the west half of the northwest quarter of 12-14-24, also the northwest quarter of 7 and lots 4, 5 and 6 in C-14-25. The described lands comprised what was known as the Hay fourth ranch.

All for the Widow. An order has been made by Judge Austin assigning to the widow, Mary Agnes Lowery, and four children, all estate of Edward J. Lowery, valued at \$10,000. The order is made in excess of \$10,000. The estate is in block 8 in Fresno addition, also a horse and buggy, subject to existing mortgage.

Given Leave to Sell. Charles R. Packhaber, as executor of the will of Mary J. Hennelly has been authorized under \$1000 bond to sell for gold and cash lot 17-30 in city block 162 belonging to the estate.

ROEDING DISTRICT HOLDS INSTITUTE

Parcels Post and Good Roads Are Endorsed.

Mrs. Sherman Urges Taller Growth of All Vines, Especially Muscates.

The farmers' institute, held in the Roeding school house yesterday, proved to be one of the most interesting of the series. It was under the immediate supervision of the Arizona farmers' club, which elected its officers for the ensuing year and transacted some other business. Good roads formed a very interesting topic. The discussion of the farmers and fruit growers present taking a lively interest in the subject. Professor H. H. Loughbridge, who took Director Clarke's place on the program on the questions of fertilization, gave the institute two very interesting and instructive lectures wherein he explained how the farmer can fertilize his orchards and vineyards by simply sowing the legumes in the fall and plowing the green growth under the spring plow. Mrs. Sherman gave her experience in sowing different legumes, finding that burr clover, being the most resistant to frost and, re-seeding itself from year to year, was greatly to be preferred over the vetches, peas and beans.

Mrs. Sherman talked on the planning and care of young vineyards, the chief thought being that growers should make a plan of the vineyard in advance of growth for all vines, and especially the muscates. Her talk brought forth many questions, and a very general discussion followed.

Professor Loughbridge, who had addressed the pupils of the Fresno high school early in the forenoon, gave a highly appreciative talk on bacteriology, which was listened to by the advanced pupils in the Roeding school, as well as the orchardists in attendance. The question box contained interrogations directed to the different instructors and others. The replies were satisfactory and to the point, some of them providing considerable information. An exhibit of green and dried fruit, grown in Arizona and the neighboring colony of McKinley, created much interest and brought out some interesting facts. Some splendid specimens of oranges and lemons, grown on the Chapman and Coon farms were well-colored and of good size. Some of these were seedlings and some natives. Frank Luning, a former Fresno lawyer, who has turned rancher recently and is living in the McKinley colony brought over some white winter pears, mainly apples, which weighed a pound each.

Dried Florida peaches were in evidence also from the orchards of both Mr. Chapman and Mr. Luning, the variety being a great favorite of the growers in that region. A committee composed of R. E. Redden, John J. Plett and W. L. Walder presented the following resolutions, which were adopted unanimously:

Resolved, That we strongly favor a domestic parcels post in this country as a good and comprehensive means of carrying out the policy of the nation of earth. We also favor good, permanent roads in order that we may be enabled to transport the surplus products of our orchards and vineyards to market, and the railroads at the smallest possible cost.

We, the Arizona farmers' club, realizing the great importance which attaches to the office of chief horticultural inspector, ask for the appointment by the Board of Supervisors of a man who will honestly and intelligently perform the duties of that office in the interest of the growers. We believe that Mr. W. R. McIntosh is qualified for that position and we therefore endorse and recommend him for the office.

Resolved, That this club favor the opening up of that strip of land for road purposes, lying between Belmont street and Belmont street, and that Belmont street may continue on the west side of the Southern Pacific track, from Belmont to G street, in the City of Fresno.

We desire to tender our thanks to the regents of the State University for providing us with these farmers' institutes and for supplying us with expert lecturers for our education. We extend our grateful acknowledgments to the ladies of Arizona, the excellent husbands served, and to the teachers of the Roeding school for the interest taken in the work of the institute and the assistance in the way of entertainment given by the pupils of said school.

New Power Company Started. OAKLAND, Dec. 14.—The Sierra Electric Power company filed articles of incorporation with the county clerk this afternoon. The company will have its headquarters in Berkeley and its capital stock will be \$300,000, of which amount \$40 has been subscribed by F. E. Horton of Berkeley, Ben F. Wheeler, T. Wilson. The purpose of the corporation, as stated in the articles, is to construct and maintain power plants and to sell water rights and water.

SCOTT'S EMULSION

stands for better health the world over. For more than 30 years it has stood the test of millions of people. Every ounce of it improves the general conditions, increases the strength, revitalizes and builds up the whole body. If you have never taken it, try it now.

ALL DRUGGISTS
Send this ad. free code for postage, money order, or cash, and we will send you a "Largest Illustration" of the World.

SCOTT & BOWNE, 405 Pearl St., New York

CHOICE OF XMAS GIFTS

Look over the list of possible Christmas gifts. See if you can find among them any one thing that possesses the qualities of usefulness, of comfort-giving, of money-saving, of thoughtfulness, to a greater extent than a good pair of glasses. Is it not the ideal gift at this time of the year when the evenings are so long and much time is given to reading or sewing? Come in and see us about the matter. You can arrange to present this gift in many ways. You can get a merchandise order; you can have the glasses already mounted and the lenses changed later; you can send in the proposed recipient and settle the bill with us afterwards, or you can arrange it in a dozen different ways.

CHINN OPTICAL COMPANY

2015 Mariposa St., Fresno
Stores also in San Francisco, Oakland, Stockton and Sacramento.

Christmas Watches

The first impression of a watch is gained from its style and beauty. The lasting value of its time-keeping qualities. A Christmas watch to please must have both of these qualities. Our selection of cases contains styles that appeal to every taste and all our movements are guaranteed timekeepers. A watch selected at McCARTHY'S is bound to please.

LADIES' WATCHES
Gold filled..... \$10 to \$30
Solid gold..... \$25 to \$250
MEN'S WATCHES
Silver..... \$10 to \$25
Gold filled..... \$10 to \$30
Solid gold..... \$30 to \$200

McCARTHY'S

1118 J STREET

\$5.00

Will pay for a box of assorted wines of California's best wineries to be shipped to your Eastern friend in time for Christmas, an inexpensive reminder.

See us about the selection.

Mount Range Wine.

Kaehler Bros.

Wholesale Liquor Dealers
1015-17 J St. Phone Main 175
FREE DELIVERY

PINE BLOCKS

Not shavings, small pieces or chips, but good solid blocks that make good fuel. You get a big full load of these blocks at our yard for \$3.50.

DORSEY-ROBINSON CO.

Yard 11 and Stanislaus St.

Phone Main 49 and 30.

GRAPE STAKES

Cheaper Than Ever

AT

C. S. PIERCE

LUMBER CO.

WANTED

Good Residence Property

On J. R. or I. streets, north of Fresno street.
Also any residence property in any part of city, close in, Box 439, Fresno, Cal.

Glove and Merchandise Order
We issue glove and merchandise orders for any desired amount that can be used in any department. If you are in doubt or cannot decide what to give, give one of our glove or merchandise orders.

THE CASH STORE RADIN & KAMP

ON TULARE—BET. I AND J

Special Prices to Committees.
We will make special price concessions to committees from schools, churches or associations having in charge a fund-raising entertainment and Xmas trees. Get our prices.

Only 10 More Trading Days TILL XMAS



Make the Best of Them Before the Rush Is On

Only 10 days remain to do your Christmas shopping. Don't wait till the big rush is on. Come now while we can wait on you properly and you can make your selections with deliberation. Come where the stocks are largest and the cash prices the lowest. Don't pay extra profits at the credit stores.

Black Boards

Toy Blackboards: made of oak, with take-down desk; 12 1/2x15 1/2 board, chalk and pencil rack; special.

Large size roll top; big board; very fine. **\$1.50**

A B C and Picture Blocks

Embossed A B C and Picture Blocks; big variety; per box. **\$1.00**

Box of 9 Embossed Blocks. **50c**

Box of 12 Embossed Blocks. **1.00**

Box of 12 Embossed Blocks. **25c**

Building Blocks. **25c** up to **85c**

Iron Banks and Safes

All kinds of Iron Banks and safes from each. **1.00** up to **\$1**

Dime Register Banks, latest model. **85c**

Toy Carts

Very strong, durable Toy Carts; all steel except the bottoms; nicely painted and neatly decorated; the toy for the little tots.

Sizes 6x12 body; special. **50c**

Sizes 7x14 body; special. **60c**

Sizes 9x18 body; special. **75c**

Stick Horses

Stick Horses go at **15c**
2 Wheel Red Carts **15c**
Little Red Carts **25c**

Toy Furniture

Set of 3 pieces, table and 2 chairs; nicely polished; made of oak; per set. **1.00**

4 piece table set; 2 chairs, table and rocker; good size; complete. **35c**

Parlor Suite; 5 pieces; nicely upholstered; very special. **50c**

Shooflys

Big line of Shooflys; every new idea; well made; will stand hard wear; some novel ideas; ranging in price from each. **98c** to **\$1.50**

Toy Pianos

The Famous "Schoenhut"

8 key Toy Pianos at **75c**

10 key Toy Pianos at **90c**

12 key Toy Pianos at **\$1.00**

15 key Toy Pianos at **\$1.25**

18 key Toy Pianos at **\$1.50**

22 key Toy Pianos at **\$2.00**

Toy Piano Stools **65c**

Drums

A fine line of Drums of every description from the tiny little one for the baby up to the semi-professional for young America; ranging in price from **20c** up to **\$4.00**

Magic Lanterns

Hundreds of Magic Lantern Moving Picture Machines and the new Electric Lanterns; specially priced from **75c** up to **\$10**

Tops of Every Description

Toy tops of every description; tin tops, wooden tops, musical tops, always entertaining; some novel ideas in bright pretty colors; tops from **5c** up

Rocking Horse

A magnificent head of gold-plated rocking horse of every kind and description; nicely painted and beautifully marked; with mane and tail; assortment ranging from **1.75** to **\$15.00**

Fancy Goods For Xmas Presents

75c and \$1.00 Hand Made Center Pieces 39c

Genuine hand made Renaissance Center Pieces; round or square; 18 inch size; 25 different styles; make elegant presents; 75c and \$1.00 values. Special. **39c**

\$2.50 Bureau Scarfs \$1.19

Large size, hand made Renaissance Bureau Scarfs; twenty different styles; all new patterns; regular \$2.50 values. Special. **\$1.19**

Fresno Souvenir Pillow Tops 39c

4 different styles Fresno Souvenir Pillow Tops; containing principal buildings, scenes, industries, etc.; 50 values. Special. **39c**

Hardanger Pieces \$1.48

Large size Squares and Bureau Scarfs; beautifully knitted in Hardanger needle work; all conventional designs; good colorings. Special. **\$1.48**

Fancy Aprons

A magnificent assortment of fancy White Aprons; many dainty styles in ribbon and lace. **25c** up to **\$2.50**

Fancy Mirrors

Endless varieties of hand, wall, standing and triplicate mirrors; German and French Plate glass; some novel ideas. **5c** up to **\$7.50**

Ten Big Specials IN THE Ready-to-Wear Section

ALL APPROPRIATE XMAS GIFTS

Ten great specials in ready-to-wear garments, suitable for holiday gifts; all new, this season's styles, and in each instance about 1-4 less than their actual value.

\$25.00 Tailored Suits go for	\$18.75	\$1.50 Guaranteed Taffeta Silk Petticoats, new	\$1.95
\$16.50 Broadcloth Coats now	\$12.75	\$5.50 Curly Bear Skin Coats go for	\$3.95
\$12.00 Genuine Isabella Fox Boxes at	\$7.75	\$6.00 Muesline Silk or Net Waists	\$3.95
\$7.00 Marcellite Stoles. Special at	\$5.00	\$2.25 White Angora Fur Sets for	\$3.50
\$6.00 Chiffon Panama Skirts for	\$4.75	\$2.00 Feathered Petticoats. Special at	\$1.19

CHRISTMAS CLOTHING AND FURNISHINGS



"Home of Hart, Schaffner & Marx Clothes"

Men's \$12.50 and \$15.00 Suits \$9.95

A grand showing of Men's Stylish Winter Suits, of good serviceable material, in all the latest designs and stylish colorings; nicely tailored; suits bought to sell at \$12.50 and \$15.00. Xmas sale price. **\$9.95**

Boys' \$10.00 and \$12.50 Suits \$8.50

Celebrated "Sampeck" Sewell Suits for little fellows 2 1/2 to 10 years; high grade imported French flannel materials; in brown, gray and fancy ribbon stripes; Buster Brown and Blouse effects; \$7.00 and \$12.50 values. Sale price. **\$8.50**

"Sampeck" Knickerbocker Suits \$9.95

"Sampeck" knickerbocker suits for boys, from 10 to 16 years; Derby model and Belt suits; brown, green, gray and all washable colors; \$12.50 and \$15.00 garments. Special. **\$9.95**

Smoking Jackets \$4.98

While they last we offer the holder of any Smoking Jacket in the house a very special price; values up to \$7.50. Special at. **\$4.98**

Men's Black Silk Reefers \$1.00

Men's heavy Black Surah Silk Reefers; 24 inches wide and 34 inches long; nicely finished and an exceptionally good value at. **\$1.00**Better grades at **\$1.50** to **\$2.00** and **\$2.50**

\$5.00 Stiff Hats \$3.50

Why pay \$4.00 or \$5.00 for a stiff hat when we can give you as good a value for \$3.50; all the latest black, black, brown and green. Special values. **\$3.50**

Men's Winter Gloves

Large assortment of Men's Linen Gloves; silk or wool lining; at prices ranging from 65c to \$2.00; a heavy Cape driving glove; warm wool lining; at. **\$1.00**

Full line Women's Kid gloves at. **\$1.30**

And Don't's at. **\$2.00**

Men's Suspenders

Men's fancy silk and silk web Suspenders with gold plated buckles and fine French kid ends; each pair boxed in separate fancy cartons, at. **75c**, **\$1**, **\$1.50**, **\$2** and **\$2.50**

Domestic Items

36 Inch Handkerchief Lawn 50c

36 inch all linen handkerchief lawn; Irish manufacture; very sheer; an exceptional value at. **50c**

28 Inch Cretonne 8 1/3c

A full 28 inch Cretonne in a pretty variety of new designs and all washable color combinations. On special sale for today at. **\$1.30**

1 Lb. Bat Fine Cotton 19c

A full pound lot of fine white hygienic cotton; clean—also quality. Special. **19c**

DRESS GOODS AND SILKS

For Christmas trading we are showing some excellent special values in silks and dress goods; all kinds and colors; reduced to make holiday selections easy. Silks and dress goods make exceedingly acceptable gifts.

Today's Shoe Specials

Men's \$4.00 Water Proof Shoes \$2.98

Men's \$4.00 water proof Shoes; tan uppers; double soles; reinforced shank; large eyelets; all solid throughout. Special. **\$2.98**

Men's Xmas Slippers

A beautiful showing of men's fancy Holiday Slippers; all kinds; all sizes; specially priced. **65c** to **\$2.50**

Ladies' \$1.25 Felt Juliettes 69c

Ladies' Felt Juliettes; fur trimmed; turn sole; common sense heel; black, brown, red or green. Special. **69c**

THE FRESNO MORNING REPUBLICAN

Republican's Telephone.
Business Office, Main 97.
Editorial Rooms, Main 101.
Job Printing Department, Main 120.
Press Room, Main 111.

WEATHER

SAN FRANCISCO, Dec. 14.—The pressure is rising along the coast north of San Francisco and with there is considerable cloudiness in the interior. The weather will probably clear Tuesday with light north wind and heavy frost in the interior. In the southern portion of the state there may be showers with snow in the mountains followed by clearing cold weather and heavy frosts in the citrus fruit belt. Forecast: San Joaquin Valley, Fair Tuesday; heavy frosts in the morning, light north winds.

General Conditions

Moderately high pressure overlies the Atlantic slope with clear and variable in the northern portion and cloudy weather with scattered light showers in the south. Light snow fell within the past twenty-four hours in West Virginia, Pennsylvania and Ohio. Low pressure dominates the most of the interior of the United States with centers of depression over Minnesota and over Nevada respectively. The southwest movement of the disturbance from the North Pacific to Nevada caused light rain or snow over the northern plateau, Oregon, Western Washington and throughout California from Tehachapi mountain northward. Cloudy weather with increasing pressure prevails along the Pacific coast and fair weather is indicated for Fresno and vicinity tonight and Tuesday with frost Tuesday morning.

J. P. HOLTON, Official in Charge.

Temperature (dry bulb).....48
Temperature (wet bulb).....45
Humidity.....75
Wind N.W., 100, per hour.....4
Maximum temperature.....48
Minimum temperature.....37
Today's rainfall.....0.0
Rainfall to date.....0.0
Fair Tuesday, frost in the morning.

LOCAL BREVITIES

Choicest Eastern Hosiery at the right prices. At Hollands.

Dr. Aiken, Patterson Block.

Dr. Ross moved, 22 Lake Bldg.

Ask for Danish creamery butter.

Dr. Cockrell, dentist, Patterson Block.

Kale Parsons, florist, 1915 Fresno St.

Fancy alfalfa seed, Hobbs-Paterson seed dept.

Bazaar at North Side Christian church now open, call.

Turkeys wanted at Santa Fe Market, opposite Santa Fe depot.

Wanted—Chickens and turkeys at the Palace Meat Market, 1912 Tulare St.

Walter G. Cram, the attorney, took yesterday the oath of office as a notary public.

Don't forget the Cocks and Winters' ball game, Saturday, December 16, Assembly hall, Admission 50c.

The county recorder's office had a busy day yesterday with the filing of 111 instruments for the day's business.

The Women's Missionary society of the First Congregational church will meet in the church parlors Tuesday, December 16th, at 7:30.

Y. W. C. A.—Come early to the Y. W. C. A. bazaar and select your Xmas presents. Mince meat and plum pudding at the association rooms.

Wells Fargo & Company will make no calls for payment of drafts from December 15th to 25th. Shippers will deliver to our main or depot office.

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Mrs. M. J. Gibson, principal of Lone Star school, being ill, Miss Barr, substituted for her last week. The latter school has been taken ill in turn, and yesterday upon notification received on Sunday night Superintendent Lindsay placed Miss Smith in charge as the second available substitute teacher.

PERSONAL MENTION

James Clark, who recently suffered a severe attack of typhoid pneumonia, is recovering rapidly and was yesterday able to sit up and be about a little. He will soon be able to return to his home.

Marvin Cader, formerly of this city, who is now connected with the advertising department of the Sacramento Star, is in Fresno.

Ben Hunt of the Valley Machine Works is in San Francisco for a few days on a business trip.

Deputy District Attorney Henry Hanson was in Madras yesterday on his business.

Former County Recorder McCulloch was a visitor to Fresno from the scene of his present operations with the Electric Oil Mining company in the McKittrick field in Kern county where he has been since last May.

State Superintendent Hyatt has returned to Sacramento, leaving wife and daughter here in charge of his son, who suffered amputation of an arm after a gunshot wound while out hunting.

Mrs. E. E. Horton, after a week's stay at Mrs. E. E. Horton of Enterprise, Cal., has returned to her home in Bakersfield.

IN THE LODGE ROOM.

The Fraternal Brotherhood, No. 51, had a short business session last night. Reports from the bazaar proved very gratifying and the lodge thanked all those who contributed to its success.

Odd Fellows

Fresno Lodge No. 186, I. O. O. F., conferred the first degree last night on J. C. Aiken and J. M. Stewart. Next Monday night the third degree will be conferred.

DIED

PARKER—At Kings River, December 12, 1908, Henry H. Parker, a native of Iowa, aged 76 years, 8 months and 28 days.

Interment today at 11 a. m. in Rock-banks cemetery.

BORN

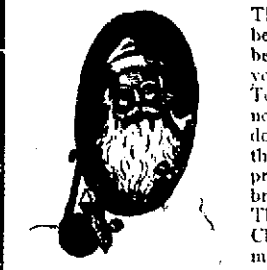
LARSEN—At Humboldt, December 7, 1908, to the wife of Arthur Larsen, a son.

William Young Dead.

STOCKTON, Dec. 14.—Wm. Young, a well known merchant of this city, 35 years of age, died this morning early of Bright's disease. He was a prominent Elk and Mason and a very popular man. He leaves a mother and two brothers.

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The Fraternal Brotherhood, No. 51, had a short business session last night. Reports from the bazaar proved very gratifying and the lodge thanked all those who contributed to its success.

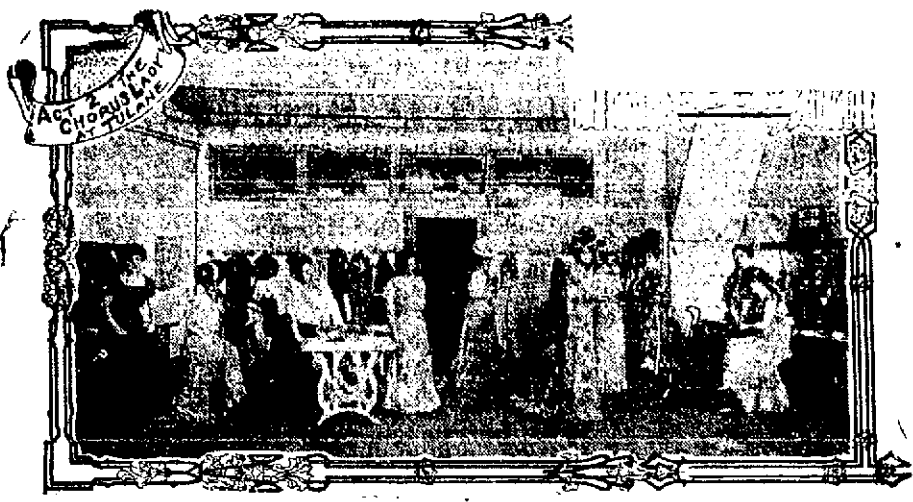
Odd Fellows

Fresno Lodge No. 186, I. O. O. F., conferred the first degree last night on J. C. Aiken and J. M. Stewart. Next Monday night the third degree will be conferred.

DIED

PARKER—At Kings River, December 12, 1908, Henry H. Parker, a native of Iowa, aged 76 years,

ROSE STAHL TO BE SEEN TONIGHT AT THE BARTON IN FAMOUS COMEDY OF STAGE LIFE, "THE CHORUS LADY"



Famous dressing room scene in "The Chorus Lady," at the Barton tonight.

Rose Stahl the famous heroine of James Forbes' wonderful play of stage life, "The Chorus Lady," will at last be seen at the Barton tonight.

The play under the Henry B. Harris management appeared in one season at the Savoy, Hackett, Garrick, and Hudson theatres in New York, a first never performed before and one which will scarcely be duplicated in the near future. "The Chorus Lady" when announced for production at the Savoy theatre with Miss Rose Stahl as the star, created only a mild ripple of interest as both star and author were at the time practically unknown in New York. The morning following the production Miss Stahl found herself an established star. Forced out of the Savoy by previous bookings Miss Stahl, flying in the face of theatrical superstition which predicts failure for a production moved from one theatre to another, found shelter for one week at the Garrick theatre, and was then transferred to the Hackett, where she achieved the longest run of any play or star presented that season. A four months' engagement at Powers theatre, Chicago, followed, and was succeeded in turn by long engagements in other cities, so that when the play closed in Boston last spring in order to give the star a much needed rest, she had placed to her credit a record of 84 consecutive weeks of record-breaking business.

Get the Phone Habit, Main 442 Grocery Specials For Tuesday

Don't fail to phone us your order for these are good groceries at money-saving prices. Sliced Boiled Ham, per lb. 28c. Quaker Corn Flakes, pkg. 8c. Tullamook Cheese, per lb. 19c. Fels Naptha Soap, per bar 5c. Atmore's Mince Meat, pkg. 10c; 3 for 25c. Rolled Oats, per lb. 3c. Large Fat Mackerel, each 10c. French Sardines; 3 cans 25c. Mason's Shoe Blacking; regular 10c can 5c. Ghirardelli's Chocolate; 1-lb. cake 21c. Pink Beans, per lb. 4c. Lea and Perrin's Worcestershire Sauce; bot. 25c. Dill Pickles; extra large, per dozen 15c.

BURNS & KELL

3230 Tulare St. Phone M. 442

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Should Convince Even the Most Skeptical of Its Truth.

If there is the slightest doubt in the minds of any that Dandruff germs do not exist, their belief is compelled by the fact that a rabbit inoculated with the germs became bald in six weeks time.

It must be apparent to any person therefore that the only prevention of baldness is the destruction of the germ—which act is successfully accomplished in one hundred per cent of cases by the application of Newbro's Herpicide.

Dandruff is caused by the same germ which causes baldness and can be prevented with the same remedy—Newbro's Herpicide.

Accept no substitute. "Destroy the cause you remove the effect."

Sold by leading druggists. Send 10c in stamps for sample to The Herpicide Co., Detroit, Mich. Two sizes, 50c and \$1.00. Geo. H. Monroe, special agent.

CANDIES

For the holidays at lowest prices. We make a specialty of supplying schools and churches. Eat at our new and popular grill. Everything first-class.

NORTON'S

A Few Facts and Figures About THE SCANDINAVIAN MUTUAL PROTECTIVE FIRE INSURANCE ASSOCIATION OF FRESNO CO.

Incorporated July 27, 1899. Membership April 15, 1908...1287. Policies in force April 15, 1908...1770. Insurance in force April 15, 1908...\$1,783,332.00. The total cost of a \$1,000 policy during the last five years was only \$12.00. This was the average for all kinds of risks taken. Only \$2.40 per year for \$1000 insurance.

Fresno Undertaking Co. J. L. BEALL, President. CHARLES ECKSON, Vice Pres. C. W. BEALL, Secretary. 2033 Fresno Street. Phone Main 150.

Telephone Main 30 STEPHENS & BEAN Undertakers 1141 I STREET FRESNO, CAL. Coroner's Office Lady Assistant ALWAYS OPEN.

determined to separate them and thus remove the evil influence from her sister. In the second act which discloses the widely discussed dressing room scene, and shows a number of chorus girls making up for a performance in the dressing room quarters of a New York theatre, it develops that Nora has entangled herself through her habit of betting on the races, and Crawford has induced her to accept his help.

Stella Simpson, a show girl whose enemy Nora has incurred, does her best to further her difficulties and it is at this moment that the play reaches its climax. Surprising dramatic complications result and carry the story into Crawford's apartment shown in the third act, and the happy solution does not occur until the fourth in the Harlem flat of Ed and Nora.

Miss Stahl's characterization of Patricia, a young woman whose breezy slang phrases, remarkable knowledge of the world, philosophic reasoning and overwhelming good nature, make her a character of interest to press and public in general as being one which compares favorably with the greatest in stage history. The cast which will support Miss Stahl is the largest and best ever assembled in New York run including Wilfred Lucas, Eva Levanston, Earle R. Williams, Alice Leigh, Glee Shine, Madeline Travers, Thomas McGuire, Amy Lee, Amy Lesser, Marguerite Wheeler, Anne Ivins, French, Lavina Mason and Alice Chase.

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KILLS BROTHER-IN-LAW WHILE PROTECTING SISTER FROM ATTACK

WOMAN LEAVES HER HUSBAND AND SEEKS REFUGE WITH BROTHER; LIVES OF ALL ARE THREATENED IF SHE IS NOT RETURNED.

PORTERVILLE, Dec. 14.—While seeking to protect his sister, who had been ill-treated by her husband, L. O. Brough, foreman of Dr. J. L. Hardman's ranch, just outside the city limits, shot and killed T. F. Bowlin of Hanford, husband of his sister, this morning about 7:30. The tragedy was the outgrowth of family troubles which had been going on for some time and which culminated Saturday when Brough went to Hanford, where his sister was living, and brought her back to this city to live with him. She had a little child a year old.

Mr. and Mrs. Bowlin were married about two years ago and went to Hanford to live. According to people who know them, their married life was anything but happy. Bowlin was shiftless and lazy and bore an unfavorable reputation in his home town. He forced his wife to a life of slavery. Mrs. Bowlin was working for a time as waitress at the Artesia hotel in Hanford. Not very long ago she called on the police for protection, saying her husband had threatened to take her life and was even then accosted by the man while in the company of an officer.

Brough went to Hanford last Friday to see his sister, upon receiving a communication from her husband, to the effect that she was living with another man. As soon as he had learned her side of the story he had her return with him here, believing that her life was not safe with Bowlin. The two returned Saturday and Bowlin followed the same day. He had in charge several Sunday evening and was also seen at that time by Harry Dunning. He told Dunning he intended to kill his wife and brother-in-law.

This morning he entered Scotty's chop-house and informed the people there that he was going to clean out the whole bunch. Leaving the restaurant he returned to the orchard, where he was seen by Sidney Wymore, who was the only eye-witness to the tragedy which followed.

But Wymore said that he intended to kill the whole family and Wymore advised him to leave town if he did not wish to get into trouble. After his conversation with Wymore, he went back into the orchard, and later he went back to the chop-house where he was seen by Mrs. Bowlin and her daughter to his home for safety and armed himself. He wanted Mrs. Bowlin to come, too, but she decided to remain by the side of her husband.

The parties, according to Wymore, were not long in waiting. Bowlin came out from behind the trees and came to the front gate. Brough was standing in the window, and upon

STRETCHED HIMSELF, THEN DROPPED DEAD

Stranger Dies Suddenly in Exeter.

Citrus Fair Nets \$1000—Saloon Interests Favor Incorporation.

EXETER, Dec. 14.—Raising his arms above his head to stretch himself and making some remark to a man sitting near him, a stranger fell dead in his seat and slowly slid to the floor in a room last night.

A doctor was hastily summoned and every effort made to resuscitate the man but he had died instantly. He was removed to the local undertaking establishment to await action by the coroner.

Efforts were at once made to ascertain who the dead man was but all to no avail as he had not a scrap of paper in his pocket or anything else to tell his story. He had been about Exeter for several days and had worked for a contractor for two or three days, but had not revealed his name. In his pockets were found a watch and some tobacco, but no money. He was fairly well dressed and looked as if he might be about 50 years of age. He had a brown and gray mustache and his hair was of the same description. His height was about 5 feet 10 inches and weight about 150 pounds.

The executive committee of the citrus fair, recently held here, have advised that they are about \$1000 to the good. The money will probably be turned over to the local board of trade for city improvements.

A movement has been started to incorporate this town. Since it could not be such a majority at the recent election, the saloon interests are anxious to incorporate with a view of trying to do business again. The recent stringent anti-gambling ordinance passed by the county supervisors has shut up all gaming houses and given nothing more added impetus for incorporation. That it will carry is expected, but whether it will be of any good to these people or not is problematical.

INJURED BOY IS LONG UNCONSCIOUS

VISALIA, Dec. 14.—Charles Eaton, 18-year-old son of Mrs. Jennie Eaton of 514 West Main street was painfully injured yesterday while out hunting near Cutler station, fifteen miles north of this city. He had taken the horse off the horse to feed the animal when the horse attempted to get away and in the effort to restrain the horse by grasping it by the neck, but was swung into a wire fence and his left leg fearfully lacerated. His head also struck a post of the fence and he was rendered unconscious remaining in that condition from noon until 4 p. m. when he was reported much better this afternoon.

Ray Holder, a son of the late Judge T. W. Holder, was taken to Fresno this evening where he will be operated upon for appendicitis. All attempt will be made to remove the appendix at this time.

By public opinion demanding and recall of the exclusion bill, Congress of a Japanese exclusion bill. This in turn would influence public opinion in Japan. For a long time it has been believed by the best informed officials and diplomatists that the enactment of an exclusion law by the United States would be ineffectual, but now it is being given a new impetus. It is understood there is no treaty now even an exchange of formal notes, but that none the less the so-called "yellow peril" is a ghost said to rest.

sight of Bowlin he came to the door and ordered him to leave. Bowlin refused that he would not go and declared that he would kill the entire bunch. Brough went back and secured a gun when Bowlin entered the last remark by making a motion as though to reach for a gun and later accompanied with a 29-30 Winchester rifle in his hands.

Shot Through Temple.

The sight of the gun seemed to have no effect whatever on Bowlin, but he did not endeavor to come into the yard. Brough then declared that he would give him ten minutes to leave the place. Bowlin made a motion as though he intended to get his gun and Brough fired. The bullet hit the man in the temple and he died immediately. Turning around, Brough called up Constable Steiner over the telephone and he came and placed him under arrest. Sheriff Collins and Coroner Duncan were at once called and an inquest was begun. The jury made an examination of the body and the place where the shooting took place and decided to reserve verdict until next Wednesday. In the meantime Brough is allowed to go on his own recognizance. He claims that he acted in self-defense and the sympathy of the community is with him. No gun was found on the dead man.

In the story told by Mrs. Bowlin to her brother Saturday, it developed that her husband had attempted to slush her throat because she refused to enter a house of ill fame. He did succeed in inflicting a small wound, Mrs. Bowlin stated that her husband threatened to kill her if she persisted in her refusal.

Demanded His Wife.

According to Bowlin, Bowlin came to his home late Saturday night and demanded that his wife be returned to him. The demand was refused and he went away vowing vengeance on the entire household and cursing at Brough. Mrs. Bowlin, upon learning that her husband had come for her, became hysterical and it was found necessary to call the aid of Dr. Hardman.

It is charged that Bowlin frequently beat his wife and she is in very delicate health as a result of ill treatment. She bears many marks of ill treatment and it is feared that the recent shock will produce some serious effects.

Only through the man who did the shooting, is a son-in-law of Senator McFarland of Tulare county and has always borne an excellent reputation about Porterville. He was formerly a clerk in the postoffice at that place.

SELECTING JURY TO TRY HAINS

FLUSHING, N. Y., Dec. 14.—When long sessions continued in examinations of witnesses, six jurors sat in the jury box to try Thornton J. Hains, author, on charges of being an accessory in the killing of William E. Annis, shot down at the Haysville yacht club last summer by Captain Hains.

The difficulty of securing a jury because of opinions formed early became apparent, and Justice Crane decided that a night session should be held.

The questioning of witnesses by Hains' counsel resulted in the decision to be based principally on the proposition that Thornton, fearing his brother's life was in jeopardy from the crowd at the club house, drew his revolver and held the crowd back. His act was one of self-defense and not of offense, according to his counsel.

John F. McIntyre, of counsel for Hains, announced that Hains would take the stand in his own defense. He likely will tell of those events at Port Hamilton which led to the separation of Captain Hains and his wife and to the tragedy. McIntyre also will offer in evidence the alleged confession made by Mrs. Claudia Hains to her husband.

Nevada Murderer in New York.

NEW YORK, Dec. 14.—The head police have been notified by Sheriff S. G. Lamb of Humboldt county, Nevada, that a reward of \$1000 has been offered for the capture, dead or alive, of Charles Barr, accused of participation in the murder of Deputy Sheriff Larkin, who is thought to be in hiding in this city. Barr formerly resided here, and is well known to the police as an itinerant musician.

Attorney Found Dead in Bed.

REDDING, CAL., Dec.

Dea Biscuits
In dust tight,
moisture proof packages.
Never sold in bulk.

NATIONAL BISCUIT COMPANY

BASEBALL Pulliam and Bas Johnson Coming RACING Favorites Rule At Santa Anita BOWLING

FOUR FAVORITES ARE SUCCESSFUL

Exciting Finish in Fourth Race at Los Angeles.

Winner Is Not Known Until Numbers Are Put Up; 12 to 1 Shot Wins.

LOS ANGELES, Dec. 14.—Four favorites were successful at Santa Anita today and the public had a profitable day. The other two events were taken by long shots. The finish in the fourth race was very close and exciting, the runners not being known until the numbers were put up. Bucket Brigade, a 12 to 1 shot, was given the race. He was the pacemaker to the stretch, where Almo Dufour came up. After a hard drive Bucket Brigade won by a nose. Results:

First race, 3-year-olds, five furlongs, purse—\$100. Del Crugador, 109 (Powers), 11 to 10, won; Enfield, 108 (McGee), 5 to 1, second; Osorio, 105 (Harris), 8 to 1, third. Time, 1:33 3/5. Detector, Shapado, Little Flash, Maid of Gloom, Anna Lee, Dredkin, Mr. Bishop also ran.

Second race, five and a half furlongs, purse—\$100. Bridgewater, 106 (Schilling), 3 to 2, won; Cool, 104 (McGee), 5 to 1, second; Ardis, 104 (McGee), 8 to 1, third. Time, 1:40 3/5. John C. Rice, Elephant Jack, Albin H. Third Rail, Wuerzburger, Chief Deonard, Friar of Elbow also ran.

Third race, selling, six furlongs—Pal, 107 (Harris), 10 to 1, won; Taylor George, 107 (Pace), even, second; Lee Harrison, 112 (Archibald), 5 to 1, third. Time, 1:42 3/5. Vinton, Hannibal Bear, Translucent, Free Knight, The Bear, Lord of the Forest and Warner Grelwell also ran.

Fourth race, mile and an eighth, selling—Bucket Brigade, 108 (Schilling), 12 to 1, won; Almo Dufour, 109 (Powers), 4 to 1, second; First Peep, 109 (Archibald), 8 to 5, third. Time, 1:52 3/4. Red Gauntlet and Esther B. also ran.

Fifth race, mile and a quarter, selling—Goldway, 110 (Schilling), 11 to 10, won; Arcourt, 110 (Archibald), 5 to 1, second; Nattie Bumpus, 102 (Wilson), 12 to 1, third. Time, 2:06 4/5. Ed Hall, Henry O. Omaha, Sea Salt, Miss Lida also ran.

Sixth race, six furlongs, selling—Detector, 112 (Martin), even, won; Franchise, 112 (Powers), 5 to 1, second; Tim O'Toole, 109 (Dennison), 7 to 1, third. Time, 1:42 1/5. Columbia Girl, Armo, Duchess of Monmouth, Hugo, Peligrosos, Paul First and Niblick also ran.

PLAN BIG BASKET BALL TOURNAMENT

Seven Teams Already Entered; Five More Signify Intention of Coming In.

The Y. M. C. A. basketball committee and representatives of various teams held a very successful meeting last night in the association building and seven teams signed an showing their intention of entering the tournament. There is good prospect of three or four more entries.

It was the intention of the committee to only have eight teams, four major and four minor, but five or more teams signify their intention of entering. The committee is considering the possibility of having five major teams. In this case it might be necessary to play two games a week.

The rules of last year were adopted and practice periods selected by all teams present. It is expected that a more successful year in basketball than any previous. The following teams have signed up: Harvard First and second, Company C, High School first and second, Cambridge Intermediate, Park Home, by Hayden Jones.

BOWLING NOTES

Up to date there have been formed five 5-men teams composed of the following:

Fuller, Simmons, Jim Wagner, Foster, Gregory.
Scott, Winters, Nelson, Barkleew, George.
Hill, Ballard, Starkie, Cardenas, Schultz.
Wilson, Egan, Hobson, Gibbs, Waggoner.
Murphy, Hall, Jones, Dougherty, Hockett.

A schedule will be formed at once and some good games are promised. In a two-men match game yesterday Waggoner averaged 203 in twelve games rolled.

Suey Egan is bowling around the 200 mark. The following bowlers are showing class A form: Foster, Wagner, Scott, Winters, Hill, Ballard, Starkie, Gerpe, Glenn, Simmons, and Cardenas.

In one of the best games seen on the local alleys in many a day was witnessed last night by a large and hilarious crowd. Wilson and Sammy were the stars, and while Scott was bowling a good game he showed poor bowling on his spare.

Suey Egan showed great form. Cockney Shutz is fast rounding into form, as the cannon ball artist is certainly there. Ballard had the big best average, although he will have to be more careful on the foul line when he gets in faster company. Hill showed on the scene.

The following table will show the results:

Scott	127	143	151
Hatch	133	138	135
Schultz	138	143	129
Simmons	128	130	129
Ballard	141	208	195

Totals 670 759 814—2275
Egan 154 141 131
Gibbs 186 188 141
Greg 104 175 167
Wag 170 173 157
Wilson 169 148 158

Totals 393 751 784—2458
Wilson's "line items" won out by 153 pins.

The Toggerys challenged the winners. The game will be pulled off some night this week.

Tonight is Ladies' night, and a large crowd of ladies are expected, and prizes have been offered for their particular alleys to be held for them.

ROSEBEN MEETS FIRST DEFEAT

Fifteen to One Shot Takes Race from Big Sprinter.

One of the Closest Finishes This Season Is Witnessed in Second Race.

OAKLAND, Dec. 14.—Roseben met his first defeat since coming to California, when Firestone, a 15 to 1 chance, beat him in the even furlong race at Emeryville today. After his easy victories, the big sprinter was a 15 to 1 chance, when the field went to the post, with Royal Tourist, the only other starter that was much fancied. Firestone was making his appearance after a let-up and was overworked in the betting. Handicapper raced out with Roseben and the big horse did not appear to get well in the somewhat holding going as in his previous races. In the stretch he tired and Firestone passed him easily, winning as he pleased. In one of the closest finishes of the season, Argonaut, well handled by Tipton, got up in time to beat Toll Box a short nose. Results:

First race, 10 furlongs, selling—Sophomore, 107 (Gilbert), 16 to 5, won; Mike Ashburn, 107 (McCarthy), 17 to 10, second; Warden Yell, 102 (A. Williams), 8 to 1, third. Time, 1:47 3/5. Goga, Alabados, Expectant, Francis Joseph, Tack Master and Tondalee also ran.

Second race, 10 furlongs, selling—Argonaut, 110 (Tipton), 4 to 1, won; Toll Box, 110 (McCarthy), 2 to 1, second; Ebel, 105 (Schmidt), 10 to 1, third. Time, 1:42 3/5. Rosanna, The Vicar, Bill Eaton, Rosevale, Altamir, Miss Rootless and Semper Fidelis also ran.

Third race, mile, selling—Miss Maz-zoni, 107 (McCarthy), 11 to 1, won; Gambrinus, 110 (Gilbert), 10 to 1, second; Handover, 111 (Pace), 12 to 1, third. Time, 1:45 3/5. Col. Branson, Wooden, Confidante, The Captain, Bill Curtis and Celeros also ran.

Fourth race, seven furlongs, purse—Firestone, 106 (Gilbert), 15 to 1, won; Roseben, 107 (McCarthy), 15 to 1, second; Handover, 111 (Pace), 12 to 1, third. Time, 1:42 3/5. Col. Branson, Wooden, Confidante, The Captain, Bill Curtis and Celeros also ran.

Fifth race, six furlongs, selling—Billy Bowlegs, 107 (Dutton), 10 to 1, won; Gene Russell, 107 (McCarthy), 9 to 1, second; Ruma, 110 (McCarthy), 9 to 1, third. Time, 1:40 3/5. Deneen, St. Armand, Doug, Abraham, Billy Watkins, Inspector Bird also ran.

Sixth race, five and a half furlongs, purse—Twilight Queen, 85 (Russell), 13 to 5, won; Ocean Shore, 112 (Groth), 11 to 1, second; Racooner, 97 (Walsh), 10 to 1, third. Time, 1:38 3/5. Creation, Cloudlight, Early Time, De Mager, and Blanche C. also ran.

Seventh race, five furlongs, selling—NEW YORK, Dec. 14.—Danardo Pic-tri, the Marathon runner, and Tom Gaudin, the Olympic runner, today ended their training for the race in Madison Square Garden tomorrow night. Both men are said to be in prime condition. The race will be for 26 miles, 385 yards, the London Olympic Marathon distance, and will be run over the same track on which Danardo defeated John Hayes a short time ago.

ALUMNI TEAM TO BEGIN PRACTICE

Members of the Fresno High School Alumni association are preparing for the annual football game between the Alumni and the High School team on Christmas Day, and some good material has already been secured. The Alumni team will hold its first practice tomorrow night at 7 o'clock, and thereafter regular practice will be held until the time of the game.

"WHEN WE WERE 21" IS A CLEVER PLAY

Miss Alta Phipps and Her Company Appear in Nat Goodwin Comedy.

Miss Alta Phipps and her company were seen last evening in "When We Were Twenty-One," the Nat Goodwin comedy which has made thousands laugh all over the country. Though a small audience was present the piece was well received and quite a success.

Miss Alta Phipps was seen in the role of Phyllis Erickson, a part which being introduced by Maxine Elliott, is especially fitted to pretty women, and was ably handled by Miss Phipps. Miss Louise Nichols made an exceedingly true and convincing "Str. On my return here I found awaiting me your letter of July 24th.

"I hardly know from what you state just what it is that has transpired, nor do I know just what it is I should do to get the character of information to which you refer. If you will write me again at your convenience, giving me a clearer account, I will be glad to avail myself of it to the extent it may be useful.

"I remember you well as a witness before the committee, and I am sure you did not there testify to anything except only the truth. Very truly yours, (Signed) "J. B. FORAKER."

Senator Foraker took the floor as soon as the president's message and the accompanying reply were read. He read a letter from Boyd Conyers, a discharged soldier, who is alleged to have made a confession to Detective Lawson. In his letter Conyers stated that he had been in the "Star of Bethlehem" case, where Conyers has been in. Conyers says he learned that Lawson was to "pick" him and that he had the "high sheriff" arrest Lawson. As Lawson had not had an opportunity to have a private talk with Conyers, according to the latter's letter, it made him angry with Conyers says Lawson "told lies" to the sheriff about him.

Foraker refers caustically to the "Star of Bethlehem" case, and to the fact that his "high sounding, smooth, logical reason" is signed with his mark, and then added: "Oh, Mr. President, when this thing is going on, the country will all honest men will be ashamed of it."

Taking up a second letter from Boyd Conyers, and before reading it, Senator Foraker said: "This is a little tedious, perhaps, but I think it is due to the soldier, due to the truth, and due to common decency that the story be told."

Congress Should Take Action. Foraker said the president's statement concerning this investigation by detective Lawson, and the fact of adopting such a provision as that embodied in his amendment.

"It seems to me," he said, "that one of the worst features of this whole affair is the fact that this man should have been arrested in this way by secret detectives in the manner I have described."

Senator Foraker read a letter he had written to Conyers in which he said "the senator would look after the detectives who are visiting him."

"That promise would be made good," declared Mr. Foraker.

"Enough has been shown to make it the imperative duty of the senate to create a tribunal before which these men can go and receive a hearing. Is there anything more atrocious than this case against these men? This is the sixth time they have been put on trial and five times they have been acquitted in my opinion. Mr. Foraker concluded by declaring that the president's statement that the espionage against the soldiers of the 25th regiment would be continued was additional reason for some prompt action by the senate.

DETECTIVES REPORT ON BROWNSVILLE CASE

(Continued from Page 1.) Copy of Foraker's Letter. The letter sent by Senator Foraker to Conyers and spoken of in the report, follows:

"United States Senate, Committee on Pacific Islands and Porto Rico. Cincinnati, Ohio, August 26th, 1905. Mr. Boyd Conyers, Monroe, Ga. "My Dear Sir: On my return here I found awaiting me your letter of July 24th.

"I hardly know from what you state just what it is that has transpired, nor do I know just what it is I should do to get the character of information to which you refer. If you will write me again at your convenience, giving me a clearer account, I will be glad to avail myself of it to the extent it may be useful.

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BARTON HEBBY
ROBT. G. BARTON, MGR AND PROP.
TONIGHT
TUESDAY
DEC. 15.
Seats Now
On Sale
HENRY B. HARRIS PRESENTS
ROSE STAHL
IN...
"THE CHORUS LADY"
A comedy by James Forbes. Exactly as presented in New York for one year.
PRICES 50c, 75c, \$1, \$1.50, \$2.

TWO NIGHTS
WEDNESDAY
AND
THURSDAY
DEC. 16-17
SEATS NOW
ON SALE
JOHN CORT'S MAGNIFICENT PRODUCTION OF
"The Alaskan"
"THE TOTEM POLE COMIC OPERA"
With a Splendid Cast of Principals Headed By Edward Martindel.
Augmented Orchestra—60 in the Ensemble
PRICES 25c, 50c, 75c, \$1.00, \$1.50

MATINEE
AND
NIGHT
SATURDAY
DEC. 19
SEAT SALE
OPENS
WEDNESDAY
STETSON'S BIG DOUBLE SPECTACULAR
Uncle Tom's Cabin Co.
THE BARNUM OF THEM ALL
Scenic Investiture & Revelation
Matinee Prices to All 25 Cents
Evening Prices 10c, 20c, 30c, 50c

3 EVENING PERFORMANCES
MATINEE, WEDNESDAY DEC. 23
Dec. 21, 22, 23
NOTE
During the BEN HUR season the curtain will rise evenings precisely at 8 o'clock. Matinees at 2 o'clock. No one seated during opening prelude, "The Star of Bethlehem."

KLAW & ERLANGER'S NEW & GREATER
BEN-HUR
Eight Horses in the Thrilling Chariot Race, Act V.
A MIGHTY PLAY
300—PEOPLE IN PRODUCTION—300
Seats on Sale Thursday, Dec. 17
PRICES:
Lower floor \$2.00
First 6 rows balcony \$1.50
Remainder \$1.00
Gallery 50c
NO SEATS LAID ASIDE. NO TELEPHONE ORDERS TAKEN
Mail Orders Accompanied by Remittances Filled in the Order of Receipt

NOVELTY
PHONE M. 738
TONIGHT—ALL WEEK
MATINEE TOMORROW
ALTA PHIPPS CO.
IN
"When We Were 21"
TONIGHT

THE Packard
SHOE FOR MEN
400 500
FIT YOUR
TASTE, YOUR
FOOT, AND
YOUR POCKET
—UNION MADE—
Philadelphia
SHOE STORE
Near Court House Park

Our Watch and
Jewelry Stock
Must be reduced, and in order to do this we have made special prices. These will be handsome savings to Christmas shoppers.
Fresno Jewelry House
118 I Street, near Fresno St. Est. 1889
They are wrapped and kept clean. It preserves the pure Tobacco Flavor.
F. E. M. CIGARS
Quality 10c, Price 5c.
F. E. McClain, Manufacturer.

Watches
For
Useful
Gifts
We are showing a line of watches that fills every need.
The prices begin at \$5.00 and go up to most any price you may want to pay.
The Warner Co.
1929-31 NARIPOSA STREET

GAS
For cooking—
cheapest, cleanest,
handiest, most
convenient.
Pacific Gas
& Electric Co.
Fresno District
1210 J Street
Phone Main 36

HIGH SCHOOL BOY
BREAKS SHOULDER
John L. Meacham Sustains Painful Injury While Practicing Football With Fellow Students.
While engaged in football practice with several fellow students from Fresno High school on the grounds adjoining the building Sunday morning, John L. Meacham, aged 17, of 2522 Kern street sustained a broken shoulder blade. The unfortunate accident occurred during a scrimmage after the ball during which a half dozen players fell on top of Meacham. His arm was twisted under him, dislocating the shoulder on the right side. He was removed to his home where the fracture was set. Meacham is a member of the Fresno roller skating polo team and the injury will necessitate his remaining out of several scheduled games in the near future. Meacham is employed at a local theater in the evening.

CONVICTION SECURED IN WHITE SLAVE CASE
SAN FRANCISCO, Dec. 14.—The second conviction in the fight with the federal authorities are being to stamp out the white slave traffic, was secured in the U. S. District court today when Jessie Hayman was found guilty of the crime of harboring an alien woman in a house of prostitution. The woman in question is Elsie May Rathbone, a native of England, who has only been in this country for a short time. The punishment provided by federal statute for the crime of harboring a person of this class is a fine of \$1,000, or a term of years or both.

RECOMMENDS MONEY FOR MILITARY INSTRUCTION
WASHINGTON, Dec. 13.—With commendations for their passage, President Roosevelt sent to Congress a bill of two million dollars for the military departments of civil educational institutions. The bill authorizes the secretary of war to issue equipment stores and supplies, such as are required for field instruction in such schools and the other appropriate \$100,000 annually for the promotion of rifle practice in public schools, colleges, universities and civilian rifle clubs. Both bills have the approval of Secretary Wright.

SPANISH WAR VETS MAY BE ARMED
WASHINGTON, Dec. 14.—President Roosevelt is understood to have proposed commander-in-chief of the National Spanish War Veterans, who called on him today, that he would favor a law to equip the 550 members of the Spanish War Veterans with Manner rifles now going out of use in the regular army, which would give the veterans a large reserve army in case of war.

Two Requisitions Honored.
SACRAMENTO, Dec. 14.—Two requisitions for paper authorizing the extradition of fugitives from justice were honored at the office of Governor Gillet today. One was from New York for the return there of Theo. C. Lowe, charged with grand larceny. The other was from Colorado for the surrender of G. T. Sessmith, wanted at Denver for grand larceny. Sessmith is in jail at San Francisco.

L. O. F. Officer Dies.
NASHVILLE, Tenn., Dec. 14.—Judge John L. Nolen, grand sire of the Independent Order of Odd Fellows of the World, died here at 11:30 o'clock tonight.

SAULT STE MARIE, Mich., Dec. 14.—Three men entered the postoffice here last night while Deputy Postmaster Frank Higgins was making out a pay-roll, knocked him senseless and carried with \$2,500.

HELP WANTED—Male

WANTED—Competent man to take charge of rain steamer, reference to J. T. Johnson, Miami 1728, Bureau of Fisheries, Washington, D. C.

NTNL—Boys to deliver circulars to
Ap. Apply Kutner-Goldstein Co.

NTNL—Cash boys at once. Got
chicks.

NTNL—Two first-class machinists
for shop at our mountain operation
Hume. Apply Hume-Bennett Luxur
Co., Sanger, Cal.

WANTED—Inquire 213 Com
ore, or Phone Main 551.

NTNL—Railway mail clerks, com
enhancement salary \$800. Spring exam

WANTED - Immediately for scheduled
Franklin Institute, Rochester, N. Y.
WANTED - Steady young bee man
and to general apistary work.
Graham, Exeter.
WANTED - 20 four horse scraper team
Apply at Matthew & Brown read
to office, 2125 Tulare St.
TRAVELING SALESMAN - Young man
good education; hard work; good pay
references required; experience u
necessary. Apply W. E. Jude, f
Battery street, San Francisco.
COMBING - Plumbing, electrical
trekking and plastering taught
above building

Advanced scholars earn wages. Cash
free. Coyne National Training
School, 230 Eighth St., San Francisco.

WANTED—A nurseryman experienced
cult tree nurseries. Good open
r young, energetic man, who is an
r to advance on his merits. A
ress Box 1310, Fresno, Cal.

JOHN MAYNURNISHES male help.
L. KERN ST. Phone Main 490.

ANNETT'S EMPLOYMENT OFFICE

AIN 878.
AIN'S EMPLOYMENT BUREAU
Ain 878. 1539 Tular St. Phone
Ain 351.
JAPANESE HELP-- Labor contracting

HELP WANTED—Female

LESWOMEN for fancy goods department at once. Gottschalks.
EXPERIENCED wrappers for wrapping desk, Gottschalks.

WANTED—Middle aged woman
nursing and housework. W. S. Wilk

TS MADE and trimmed, your material used. Miss Glenn, 2715 Mariposa Phone Main 1886.

WANTED—Situations

EXPERIENCED dressmaker wishes to work at home or will call. Room 107, Porteous Block, Main 1582.

RESPECTABLE woman with four y
old girl wants position in respecta
andly at housework. Address O.

FARMER, up to date and a hustler, wants place as foreman or superintendent pruning vines, Inquire G. Aguilar at the Capital Hotel, G and Mariposa Aves.

ent is thorough in general farm
irrigation, vine and deciduous fr
growing. Experienced in working
kinds of labor, both tenant and wa
systems. Address P. F., Box 33, Rep
can office.

American woman (alone) desires position as housekeeper for elderly Chinese person or invalid, where could assume charge of household affairs & be treated well, city or country. Address: D. Box 5 care Republican.

OK, first class, experienced in New York city, wishes position in hotel or restaurant or club. Best references.

ANTED—Position in department st
y two young ladies. Apply 1528 St

WANTED--Position as stenographer and
bookkeeper by experienced young la
most of references, Tel. Main 1962.

MUSICAL INSTRUCTORS
HARRY J. MUNROE, voice culture, Garcia's method, and Monsieur Heletz; fencing. Studio 53 Flske Bldg.

RESZKE vocal method taught
Professor N. Personne from San Francisco
story (Shurday at 145) M. S.

LOST

ST--Child's gold chain and lock
lock engraved "Azalia." Phone M
571, 2327 Kern.

ST—Lady's gold bar pin set with a pearl. Reward if returned to Goodrich office, Inform S., Box 51, Republic, Kan.

ST—From H. G. Honthy's ranch on Railroad Ave., between Fowler and 10th, a white fox terrier dog, black spots over each eye and right ear, a small black spot on right rump, black

ST--Pair mounted Elk teeth. Fine

35C—Red double barred Appeal
Nolify this office. Reward

FOUND

UND—Pointer pup; owner 'call
ing. House No. 6, Fresno Fire De

UNO—The place to insure. L. J. C.
more, 1944 Tulare St.

COL. FORSYTH RESIGNS FROM RAISIN COMMITTEE

C. Gains Succeeds Him—Expected Absence From Fresno His Reason—Gartenlaub's Proposition Explained.

The resignation of William Forsyth as a member of the selling committee of five, which has been appointed by the raisin pool growers, was yesterday accepted by Chairman John Fairweather, after ten days of deliberation. The reasons for the resignation are purely attributable to the fact that Mr. Forsyth expects to be in Europe during the three busiest months next summer, and so feels that he will not be able to do the best service possible as a member of the committee. It is declared to have been no friction, and no ill will, but a simple matter of convenience. Mr. Forsyth stated yesterday that his resignation had been because of his expected absence during June, July and August next, on a visit to the continent, and he did not feel that he should try to serve as a member of the committee, though he has pledged himself to do all that he can to aid with the perfection of the pool. He stated that he would be home in time to sign the new agreement with A. Gartenlaub, and so the resignation has been in for ten days, and had been under consideration.

Mr. Fairweather yesterday gave the following statement on in regard to the details of the agreement, which has been reached with no money being paid to the committee, and which is now in the hands of attorneys being drawn up for the purpose of submitting it to the mass of growers who are in with the pool:

"We will have every seed in the valley under control and nearly every packing house to deliver our raisins to. We will pay \$12.50 per ton for all loose raisins packed in fifty-pound boxes and 2 cents per pound for all raisins seeded and packed in cartons, all material and labor to be furnished by the packers, and raisins packed on board cars.

"The price of raisins will be fixed from time to time by the selling committee of five. All the money coming for raisins to each car which leaves here will be received by the committee, and so no risk will be run. The packer will have no money for any purpose other than to pay the raisins.

"The above covers most of the main features of the deal, and it will be up to the growers to accept or reject. The committee believes no more changes can be made in the agreement."

HARRIMAN WINS IN SUPREME COURT

Five Judges Against Three Decide He Need Not Testify in Federal Hearing.

WASHINGTON, Dec. 14.—No surprise was expressed by the interstate commerce commission at the decision. It is not felt by the commission that the decision will affect materially the question of railroad regulation. The question passed upon by the supreme court is considered by the commission to be largely academic, inasmuch as the questions propounded to Mr. Harriman and to Mr. Kahn did not affect materially the determination of the so-called Harriman cases.

Chairman Knapp of the commission said he did not care to discuss the decision, as he had not examined it, but he believed it would not detract from the powers of the commission in making future investigations regarding railroad transactions.

WASHINGTON, Dec. 14.—In deciding today the case of E. H. Harriman and Otto H. Kahn vs. the interstate commerce commission, the supreme court of the United States held that the commission was not entitled under the interstate commerce law to press questions relating to private transactions, even though they involved dealings in the securities of interstate railroads, when the investigation of such questions are begun on the commission's initiative.

The opinion was announced by Justice Holmes and dealt with the refusal of Messrs. Harriman and Kahn to make reply to questions put by the commission in the course of an inquiry concerning the dealings of Harriman, as president of the Union Pacific railroad, in the stocks of other railroad companies, many of which are competing lines.

Justice Holmes said the commission's inquiries should be confined to cases in which complaint had been made. He said privacy should be properly regarded in proceedings begun by the commission for its own purposes and that the answers conferred in the interstate commerce law exceeded any which have ever been delegated by a constitutional body of law makers.

In a dissenting opinion concurred in by Justice Harlan and Justice McKenna, Justice Day declared that the effect of the opinion of the majority of the court would be materially to narrow the scope of the interstate commerce law. These three justices declared the questions of the commission, so far as they were sustained by the United States circuit court for the Northern district of New York, were entirely proper and should have been answered by Harriman and Kahn. Justice Day declared that the commission's questions concerning dealings in stocks between the Union Pacific and other roads to which they refused to make response when the subject was under investigation in New York.

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The case came to the supreme court on a writ of habeas corpus granted by the United States circuit court for the Northern district of New York holding that Mr. Harriman should be compelled to make response to most of the questions. It was argued by Mr. Harriman and Mr. Kahn, the latter a New York banker, should not be required to answer the interstate commerce commission's questions concerning dealings in stocks between the Union Pacific and other roads to which they refused to make response when the subject was under investigation in New York.

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POULTRY SHOW TO OPEN TOMORROW

Birds Will Be Judged Today—Exhibits Practically All on Hand.

Everything is practically in readiness for the opening of the poultry show tomorrow morning at the corner of Merced and K streets. Nearly all the exhibits are on hand and the few that have not yet shown up are expected to arrive by this noon.

In order to facilitate matters and allow visitors to see just what birds have won, the judging will be done today and the awards will be made. In this way the winners will be in place when the show opens tomorrow morning. David Larson of Turlock, one of the judges, arrived in the city last night, ready to begin work in the morning. B. M. Woodhall of Stockton will be the other judge. Both men are old and experienced poultry judges and a fair deal is promised.

The exhibit will contain about 300 birds, thus making the show about the same as in other years. The fact that the financial conditions have been somewhat straitened has caused breeders to check their work this year. There are no ducks, geese, or turkeys, but two other varieties are somewhat shy, but on the whole the exhibit will be about as large as in previous years.

FIGMAN PLEASES IN CLEVER COMEDY

Proves to Be Natural Born Comedian.

"Substitute" Proves Better Vehicle Than "Man on the Box."

Just what manner of joy comes to one upon seeing a polished, clean-cut comedian present himself on the stage, only he who has seen Max Figman play in "The Substitute" at the Barthelemy last night, considering the fact that Ross Stahl plays tonight the house was satisfactorily large and perhaps by another year (when it has soaked into the intelligence of the community what Max Figman really is) he will be given what the political reporter calls an "ovation." He deserves it.

Last year when Mr. Figman played "The Man on the Box" theater goes began to sit up and take notice. This year he has been playing "The Substitute" and his play of more seriousness of purpose and one that gives him a chance to show what stuff he is made of. He is essentially a comedian, but a comedian need not be a clown. In fact, if he is his career is short lived. That no one dreamed of this in the actor when he played "The Man on the Box." The very fact that the audience understood the seriousness of the close of the second act and laughing when Mr. Figman had a serious speech to make, was evidence of his intelligence and his sense of humor. Every time he had the center of the stage, his very seriousness was such innocent, unobtrusive seriousness that its fine point was almost missed by the audience. His attitude was a half apology for being serious at all and a half meeting the eye of the audience by being funny all the time. But he won out and gained his point besides the hearts and hands of every one who witnessed his finished work.

Some of the same adorable "funny" that just made him a favorite of the time are just a part and parcel of the actor's individuality. At least there were several little habits noticeable in "The Man on the Box" that were equally noticeable in "The Substitute." There is a contagion in his laugh and a great big roll of magnetism in his smile as he comes rolling in on the footlights and grips every individual in the audience, all the time the comedian sits nonchalantly smoking a cigar or doing some equally matter of fact stunt. His methods are absolutely natural and his personality gives an audience a buoyancy of feeling.

Two women collaborated in the play, Debrah M. Dix and Elizabeth G. Sutherland, and they succeeded mightily well in constructing a consistent, well balanced comedy, with not an unusual plot, but an unusual plot to make the comedy one. Mr. John Cort, who has given us some other good things, has lavished upon Mr. Figman a setting of elaborate beauty and artistic effects. The garden scene was charming and the court scene was so much so that it kept the audience on the edge of their seats and there was an awkward wait while a truck was taken (or whatever they call it in scenic circles).

Assisting Mr. Figman was an excellent cast, chief among whom was Miss Lolla Robinson, a lovely stage actress, who made the very "riches" kind of a hero in this particular delightful hero. Her charming interpretation made the contrast everything it should have been. Miss Ethel Martin, as the ex-wife and general trouble maker, was noticeably good and was some striking contrast with the fact that the paper was sent to her was distinctive in her work. Ernest C. Ward, who played the thankless part of Dexter Chubb, the district attorney, is the son of Frederick Ward, the tragedian. While he has not followed along the lines of his distinguished father and brother, he has evidently imbibed knowledge of stage art which enables him to do work that is both intelligent and individual.

The play was a thorough delight to the audience, which showed its pleasure by numerous curtain calls at the fall of each curtain.

HEALTH LECTURES FROM RAILWAY CAR

Methods of Preventing Disease Will Be Given Demonstration Throughout State

SAN FRANCISCO, Dec. 14.—Acting on the suggestion of Past Assistant Surgeon Colby Rucker, of the United States Public Health and Marine Hospital Service, the California State Board of Health has in preparation a series of health lectures to be given by the purpose of illustrating "sanitary methods of preventing disease." Dr. Rucker's idea is to send a car from the Southern Pacific railroad and install there in an exhibit showing how to avoid fever, tuberculosis and the other common diseases could be prevented. The Southern Pacific railroad has agreed to furnish this car and both the Southern Pacific and the Santa Fe railroad companies have entered into an agreement to transport this car to every point on their lines in the State of California.

It is proposed by Dr. Rucker to equip this car with a complete exhibit showing how the common diseases are carried from one person to another and how they may be prevented. The car is to be supplied with a stereopticon lantern and a series of slides, a demonstrator to accompany the car and give plain, practical talks on the methods of preventing diseases. It is proposed that the initial work will be done by Dr. Rucker. This plan, which has been perfected by Passed Assistant Surgeon Rupert Blue, was before the very "riches" kind of a hero in this particular delightful hero. Her charming interpretation made the contrast everything it should have been. Miss Ethel Martin, as the ex-wife and general trouble maker, was noticeably good and was some striking contrast with the fact that the paper was sent to her was distinctive in her work. Ernest C. Ward, who played the thankless part of Dexter Chubb, the district attorney, is the son of Frederick Ward, the tragedian. While he has not followed along the lines of his distinguished father and brother, he has evidently imbibed knowledge of stage art which enables him to do work that is both intelligent and individual.

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WESTON TO COMMAND CALIFORNIA TROOPS

Sails from the Philippine Islands to Succeed Brigadier General Frederick A. Smith.

MANILA, Dec. 15.—Major General Joseph E. Weston, until recently commanding a division of the Philippines, sailed today for the transport Sheridan for San Francisco, where he goes to take command of the department of California.

A grant of honor composed of a squadron of cavalry and detachments of scouts and constabulary, escorted the general from his residence to the governor's yacht on the water front. On the yacht General Weston was joined by Governor George W. Smith, members of the Insular Commission, General Bliss and Mills and Rear Admiral Harber, who accompanied him to the Sheridan. As the general boarded the transport the ruler of the Philippines fired a salute and the crew of the Asiatic squadron gave three hearty cheers.

General Weston will take command of the Department of California on January 1, 1909, succeeding Brigadier General Frederick A. Smith.

WAYNESBURG, Pa., Dec. 14.—The jury in the case of J. B. F. Rinehart, cashier and vice president of the defunct Farmers and Merchants National Bank, died a natural death, and was discharged today.

The bank failed two years ago for \$2,000,000. Rinehart was charged with forgery and false pretenses.

TO PETITION FOR HIGHWAY BOARD

Campaign for Signers to Be Made Thursday.

First Step Toward Inaugurating System of Good Roads for County.

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Give First of Series of Entertainments in Local Town, Planned for Winter.

As the first of a series of entertainments to be given through the year on the plan adopted last season, the Mandolin Club of the local Y. M. C. A. will give in Madera this evening an entertainment of diversified character. During the month to come, the club with the rest of the talent they have secured, intend to visit Del Rey, Sanger, Clovis, Selma, Reedley, Laton, Olander, and other points in the vicinity of Fresno.

The program for this evening will be:

1. Selection by the Mandolin Club—"Men of Harvard."
2. Recitation—Miss Fannie Harley.
3. Selection by the Mandolin Club—"Zeona."
4. Vocal solo—Dr. Williams.
5. Mystery and Magic—Floyd Lanning.
6. Selection by the Mandolin Club—"The Marican."
7. Work on the high bar—Messrs. Fee, Phillips, Vourlees, Bush and Kern.
8. Selection by the Mandolin Club—"Woodland."

While sleeping in their bunks in a cabin at what is known as Camp No. 5, about three miles from Shaver, Patrick E. Carroll and Eugene Lugon, employees of the Fresno Flume and Irrigation company, were burned to death early yesterday morning. The cause of the fire is unknown, but it is supposed to have resulted from a drunken spree in which the two were indulging, Sunday.

Owing to the fact that it was snowing outside, the men stayed in their cabin and drank freely from a jug of wine which they had. The only furniture in the cabin was a bed, two stools, a table and a stove. During the evening they had built a roaring fire in the stove and also had a can of kerosene. Three other men in the same camp stated that the men were up unusually late.

The first warning note of a fire came when the other members of the camp were aroused about 1 o'clock yesterday morning by the burning of the cabin which was occupied by the two unfortunate.

An effort was made to force an entrance into the bunk house, but the smoke and flames drove the rescuers from the doors and windows. The fact that Carroll and Lugon failed to make an appearance led the rescuers to believe that the men had been burned, and the doors were realized when the charred bodies were removed from the ashes at daylight. Both men had had their legs and arms burned off and their corpses were all blackened. Carroll's watch stopped at 1:05.

When found the bodies were lying on the floor and it is supposed that the men got out of bed and sought the door but were overcome by the smoke before they could reach their destination. When the bodies were removed the only way by which they could be identified was by an inspection of the watches and money found beside the bodies. The clothing had been burned entirely away.

Carroll and Lugon, with three other men, had been living for some time in Camp No. 6, cutting wood for the Fresno Flume and Irrigation company. There were only five men in the camp at the time. The nearest cabin was about fifty yards away.

Carroll has been a resident of all his life, coming from Ontario, Canada. For several years he has been head timber faller for the company under Superintendent Fitzpatrick, and, although a heavy drinker, was always known as an honest and reliable man. He was about 50 years of age. He was known to many people in Fresno, having spent a great deal of time here. He has a brother residing at Verdala, near Eureka, in this state.

Lugon is known about Fresno except that he was a French Canadian. He had been employed in the mountains near Shaver for about four years. Word of the accident reached this city yesterday morning about 10 o'clock and Coroner Moran at once left for the scene. He will arrive here today to take charge of the bodies.

Notice is hereby given that there will be no meeting of the stockholders of the Valley Savings Bank at Judge Smith's court room on December 15, 1908. Any notice of such meeting has been issued through error and without authority.

Notices will be mailed to each stockholder personally, at least ten days before meeting.

VALLEY SAVINGS BANK, OF FRESNO.

By B. A. Passot, President.

Dr. J. L. Martin's Medical and Surgical Institute is fully equipped for the successful diagnosis and treatment of difficult cases, both medical and surgical. Fresno, Cal.

S. B. Cough Drops 5c. Genuine at Smith Bros. Drug Store.

1903 Dlarion at South. Fenom & Trautwein's, 2017 California St.

TWO PERISH IN BURNING CABIN

Fire in Middle of Night at Pine Ridge.

Cause Unknown; Flames Prevent Rescuers from Entering House.

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DESPITE HOLE IN BRAIN, MAN LIVES

Fritz Moosbrugger Fighting Hard Against Death.

After Period of Lethargy, Takes on Signs of Returning Life.

Alive with a hole through his head is the remarkable experience of Fritz Moosbrugger, the Russian who endeavored to commit suicide Sunday night. Although the bullet plowed his way through the man's skull he still has life. No hopes are held out for his recovery, however, and it was stated at the county hospital last night that he might not live through the night.

For six hours after his tragic act, Moosbrugger lay apparently lifeless. He breathed and that was about all that he did. Once in a while he struggled and each time he was thought to be the last, but he survived and resumed his breathing. His eyes were the glassy stare of death and there was just the slightest reaction when they were opened. His left side was absolutely lifeless but there was a slight reaction from the right side.

Shortly after 2 o'clock, the watchers jumped to his side for he seemed about to rise from the cot on which he was lying in the emergency hospital. He was lying at that time between two normal men and he regained control of his left side. He reached up and tugged at the bandage and wiped his face and for the first time since he was shot, showed signs of sensibility. Officer Carroll, one of the watchers by his head, said this time opened one eyelid to see if there seemed to be any return to life and the man reached up with one hand and pulled his hand away. The signs of returning life were the cause of his removal to the emergency hospital because he appeared to be breathing his last, and seemed to be beyond the aid of medical assistance.

Moosbrugger is still unconscious, however. He has not regained consciousness since he shot himself, although he appears aware of his surroundings.

It was stated last night that the man did "recover" he would in all probability be blind for the remainder of his life. On the other hand, his strong hold on life is the fact that he has an exceedingly strong constitution. His powerful vitality has kept him alive despite his mortal wish to end it all. The silver tube in his throat has also aided in preserving life for it does not close as a natural windpipe would.

HAD \$80 BUT SLEPT IN A STRAW STACK

Ramon Alatorre, a Mexican, was arrested early yesterday morning by Officers Helms and Johnson, who found him sleeping in a straw stack near the lower end of the Southern Pacific yards. The man was found to have a large police pistol and \$80 in currency in his possession, and so was locked up under a charge of carrying a concealed weapon. He pleaded guilty before Judge Briggs yesterday morning and was fined \$10. He is on his way to Mexico.

MAN'S BODY FOUND MUTILATED WITH AX

IDAHO FALLS, Idaho, Dec. 14.—The body of a man supposed to be Valdo Schuck of Dillon, Mont., was found in a burning house here yesterday. Schuck had evidently been murdered. The head had been horribly mutilated with an ax which was found near the body.

Confesses Murder in Pittsburgh.

VALLEJO, Cal., Dec. 14.—Chief of Police Stanford has received a request by telegram to investigate the story told by L. P. Stout, a naval apprentice who is being held on board the battleship "Maine" as the result of having confessed committing a murder in Pittsburgh, Pa. In his confession he failed to name his alleged victim, and the Pittsburgh police are unable to verify his story. Whether or not a retrial would be held will depend on the result of Chief Stanford's inquiry.

Threats Against Wealthy Woman.

NEW YORK, Dec. 14.—Through a report to police headquarters, it has just become known that Mrs. Stephen Penland, whose husband is prominent in financial circles in this city, has received a threatening anonymous letter. Detectives are now working on the case. Mr. Penland is inclined to think that a discharged servant is the sender of the letter. Mr. Penland is a director of many big corporations.

WANTED IN GEORGIA ON CHARGE OF STEALING JEWELS

SAN FRANCISCO, Dec. 14.—Elmer Long, a clerk in the Great Northern Railway, was arrested yesterday on the charge of having embezzled about \$1,000 worth of jewelry and coin from a jewelry store in Atlanta, Ga. An officer will come from Atlanta to take Long back for trial.

Mrs. Eddy Not Ill.

BOSTON, Dec. 14.—Reports that Mrs. Mary Baker G. Eddy, head of the Christian Science church was ill, were denied by Mrs. Eddy's attendants today, who said that their leader was in her usual health.

Give your own Y. M. C. A. membership Christmas. Good investment.

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6. Selection by the Mandolin Club—"The Marican."
7. Work on the high bar—Messrs. Fee, Phillips, Vourlees, Bush and Kern.
8. Selection by the Mandolin Club—"Woodland."

While sleeping in their bunks in a cabin at what is known as Camp No. 5, about three miles from Shaver, Patrick E. Carroll and Eugene Lugon, employees of the Fresno Flume and Irrigation company, were burned to death early yesterday morning. The cause of the fire is unknown, but it is supposed to have resulted from a drunken spree in which the two were indulging, Sunday.

Owing to the fact that it was snowing outside, the men stayed in their cabin and drank freely from a jug of wine which they had. The only furniture in the cabin was a bed, two stools, a table and a stove. During the evening they had built a roaring fire in the stove and also had a can of kerosene. Three other men in the same camp stated that the men were up unusually late.

The first warning note of a fire came when the other members of the camp were aroused about 1 o'clock yesterday morning by the burning of the cabin which was occupied by the two unfortunate.

An effort was made to force an entrance into the bunk house, but the smoke and flames drove the rescuers from the doors and windows. The fact that Carroll and Lugon failed to make an appearance led the rescuers to believe that the men had been burned, and the doors were realized when the charred bodies were removed from the ashes at daylight. Both men had had their legs and arms burned off and their corpses were all blackened. Carroll's watch stopped at 1:05.

When found the bodies were lying on the floor and it is supposed that the men got out of bed and sought the door but were overcome by the smoke before they could reach their destination. When the bodies were removed the only way by which they could be identified was by an inspection of the watches and money found beside the bodies. The clothing had been burned entirely away.

Carroll and Lugon, with three other men, had been living for some time in Camp No. 6, cutting wood for the Fresno Flume and Irrigation company. There were only five men in the camp at the time. The nearest cabin was about fifty yards away.

Carroll has been a resident of all his life, coming from Ontario, Canada. For several years he has been head timber faller for the company under Superintendent Fitzpatrick, and, although a heavy drinker, was always known as an honest and reliable man. He was about 50 years of age. He was known to many people in Fresno, having spent a great deal of time here. He has a brother residing at Verdala, near Eureka, in this state.

Lugon is known about Fresno except that he was a French Canadian. He had been employed in the mountains near Shaver for about four years. Word of the accident reached this city yesterday morning about 10 o'clock and Coroner Moran at once left for the scene. He will arrive here today to take charge of the bodies.

Notice is hereby given that there will be no meeting of the stockholders of the Valley Savings Bank at Judge Smith's court room on December 15, 1908. Any notice of such meeting has been issued through error and without authority.

Notices will be mailed to each stockholder personally, at least ten days before meeting.

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